

March 29, 2007

**SUMMARY OF COMMENTS AND STAFF RESPONSES
FOR PROPOSED REVISION TO SUBCHAPTER 7**

**COMMENTS RECEIVED PRIOR TO THE
JANUARY 17, 2007, AIR QUALITY ADVISORY COUNCIL MEETING
(This Meeting Was Cancelled Due To Weather)**

Written Comments

EPA Region 6 – Letter dated January 11, 2007, received via E-mail on January 12, 2007, signed by Thomas H. Diggs, Chief, Air Planning Section.

1. **COMMENT:** Mr. Diggs had no adverse comments regarding the proposed revision to Subchapter 7.

MOGA – Letter dated January 11, 2007, received on January 16, 2007, signed by Michael Barnard, President

2. **COMMENT:** Mr. Barnard asked that a timeline be developed for newly drilled and completed wells which are being evaluated to determine whether a permit is required for that drilling or field production facility. He suggested that owners or operators of newly drilled wells have 60 days after first production to file an NOI/construction permit application and that within 90 days of filing the NOI/construction permit application, appropriate emissions control be installed at field production facilities. Within 180 days after first production, an application for an operating permit shall be filed with the DEQ for that field production facility.

RESPONSE: This request is under consideration. DEQ is currently investigating how other states are handling this problem.

OIPA – Letter dated January 17, 2007, received via E-mail on January 17, 2007, signed by Angie Burckhalter, Vice President of Regulatory Affairs.

3. **COMMENT:** Ms. Burckhalter asks that construction permit requirements for the oil and gas exploration and production activities be modified to make allowance for the uncertainty of emissions before the formation has stabilized. She requested that action on the proposed revision to Subchapter 7 be postponed to allow industry and the DEQ to work together to develop language to address this issue.

RESPONSE: See Response to Comment 2.