# AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

**AgendaTitle:**
Ratification of Deputy County Attorney Signature on the Application for Party Status with the COGCC re Spill Reporting 1312-RM-02

**Action Requested:** Other

**Parties to the Agreement:**

**Term Begins:** **Term Ends:** **Grant Contract #:**

**Summary:**
Ratification of Deputy County Attorney signature on the Application for Party Status submitted to the COGCC on October 28, 2013 re the changes to the Rules of Practice and Procedure of the Oil and Gas Conservation Commissioner of the State of Colorado, Docket No. 1312-RM-02

**Fiscal Impact:** none

**Submitted by:** County Attorney's Office **Submitter's Email Address:** atrezise@gunnisoncounty.org

**Finance Review:** ○ Required ● Not Required

Comments:

Reviewed by: Discharge Date:

**County Attorney Review:** ● Required ○ Not Required

Comments:

Reviewed by: GUNCOUNTY1\ATREZISE Discharge Date: 10/28/2013 Certificate of Insurance Required Yes ○ No ●

**County Manager Review:**

Comments:

Reviewed by: GUNCOUNTY1\MBIRNIE Discharge Date: 10/29/2013

○ Consent Agenda ● Regular Agenda ○ Worksession Time Allotted: 5

Agenda Date: 11/5/2013 Follow Up Agenda Date:

*Revised April 2013*

BEFORE THE OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

| | | |
|---|---|---|
| IN THE MATTER OF CHANGES TO THE RULES OF PRACTICE AND PROCEDURE OF THE OIL & GAS CONSERVATION COMMISISON OF THE STATE OF COLORADO | ) ) ) ) | CAUSE NO. 1R<br><br>DOCKET NO. 1312-RM-02 |

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APPLICATION FOR PARTY STATUS OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO

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The Board of County Commissioners of the County of Gunnison, Colorado ("Gunnison County"), by and through the Office of the Gunnison County Attorney, respectfully requests that it be granted party status to participate in the rule making hearing on proposed additions and amendments to Rule 300 Series (Drilling, Development, Production and Abandonment) and the Rule 900 Series (E& P Waste Management) of the Commission's Rules or Practice and Procedure 2 C.C.R. 404-1, to establish new and amended rules for the reporting of spills

1. The organization, contact person, mailing address, telephone number, fax number and e-mail address are:

David Baumgarten, County Attorney
Board of County Commissioners of the County of Gunnison, Colorado
200 East Virginia Avenue, Suite 262
Gunnison, CO 81230
Phone: (970) 641-5300
Fax: (970) 641-7696
Email: dbaumgarten@gunnisoncounty.org

2. The facts which entitle Gunnison County to be admitted to as a party are:

Gunnison County has the authority to protect and promote the health, welfare and safety of the people of Gunnison County, and the authority to regulate land use planning and quality and protection of the environment (including water quality) in Gunnison County, and has duly adopted regulations to exercise such authorities including the review, approval or denial of proposed activities and uses of land and natural resources.

3. At the time that this Application for Party Status is filed, Gunnison County does not identify any policy, factual or legal issues Gunnison County has with the proposed regulations. Gunnison County reserves the right to identify any policy, factual or legal issue Gunnison County has with the proposed regulations, and any alternate proposal, in the Prehearing Statement.

WHEREFORE, the Board of County Commissioners of the County of Gunnison, Colorado respectfully requests that it be granted party status to participate in the hearing in the matter of changes to the rules of the Oil and Gas Conservation Commission of the State of Colorado for spill reporting, Cause No.1R, Docket No. 1312-RM-02.

Respectfully submitted this 28th day of October, 2013.

Art Trezise, Atty. Reg. #31337
Deputy Gunnison County Attorney
Office of the Gunnison County Attorney
200 East Virginia Avenue, Suite 262
Gunnison, CO 81230
(970) 641-5300

## CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of October, 2013, I mailed one original along with 2 copies of the above and foregoing Request for Party Status of the Board of County Commissioners of the County of Gunnison, Colorado addressed as follows:

Robert J. Frick
Hearings Manager
Docket No. 1312-RM-02
Colorado Oil and Gas Conservation Commission
1120 Lincoln Street, Suite 801
Denver, CO 80203

With one electronic copy (sent in .pdf format) to:

DNR_COGCC.Rulemaking@state.co.us