

NOTICE OF AGENCY APPROVAL

LEGISLATIVE RULE: Rules of the Department of Energy,
(title)

Division of Oil and Gas - Series 1 through 8

The attached legislative rule constitutes the official rule approved by the Department of Energy - Division of Oil & Gas
(agency)

on 15th day of August, 1986 and filed pursuant to law with the West Virginia Secretary of State and the Legislative Rule-Making Review Committee.



Signature of Commissioner

FILED
1986 AUG 11 PM 1:41
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATIVE RULE
DEPARTMENT OF ENERGY
DIVISION OF OIL AND GAS
CHAPTER 22-1, 22B-1 and 20-5F
SERIES 7

Title: Solid Waste

	<u>Page</u>
Section 1. General	1
1.1 Scope	1
1.2 Authority and Related Code Citation(s)	1
1.3 Filing Date	1
1.4 Effective Date	1
1.5 Former Rule Superseded	1
2. Definitions	1
3. Permits	1
4. Permit by Rule	2

WEST VIRGINIA LEGISLATIVE RULE
DEPARTMENT OF ENERGY
DIVISION OF OIL AND GAS
CHAPTER 22-1, 22B-1 and 20-5F
SERIES 7

Title: Solid Waste

Section 1. General

1.1 Scope - This rule provides a solid waste permit by rule for certain solid waste facilities and provide for the issuance of other solid waste permits pertaining to the exploration development, production, storage and recovery of oil and gas and related mineral resources in this state.

1.2 Authority and Related Code Citation(s) - W.Va. Code §§22-1-13; 22-1-15; 22-1-16; 22B-1-2; and 20-5F-1 through 8.

1.3 Filing Date -

1.4 Effective Date -

1.5 Former Rule Superseded - This legislative rule supersedes West Virginia Legislative Rule "Department of Natural Resources, Chapter 20-5F, Series XVIII, Subpart II " in effect on July 11, 1985, to the extent that such rule pertains to the exploration, development, production, storage and recovery of oil and gas, and related mineral resources in this state. Such rule was continued in effect pursuant to W.Va. Code §22-1-15 for the benefit of the Department of Energy to the extent that it pertained to the provisions of The West Virginia Energy Act.

Section 2. Definitions

Unless the context in which used clearly requires a different meaning, the definitions contained W.Va. Code §20-5F-2 and in Section 2 of West Virginia Legislative Rule "Department of Natural Resources, Chapter 20-5F, Series XVIII, Solid Waste Management Regulations" in effect on July 11, 1985, shall apply to these regulations, except that for the purposes of this rule, "Department" shall mean the Department of Energy, Division of Oil and Gas, and "Director" shall mean the Director of the Division of Oil and Gas of the Department of Energy.

Section 3. Permits

A permit shall be obtained from the Department of Energy, Division of Oil and Gas prior to the installation, establishment, construction, modification, operation or

Department of Energy
Division of Oil and Gas
Leg. Rule, 22-1, 22B-1 and 20-5F
Series 7, Sec. 3

abandonment of any solid waste facility that is within the scope of Section 1.1 of this rule. Such a permit shall satisfy the requirements of W.Va. Code §§20-5F-1 through 8 and contain such reasonable terms and conditions as may be prescribed by the Director of the Department of Energy, Division of Oil and Gas.

Section 4. Permit by Rule

A solid waste facility shall be deemed to have a solid waste permit for that facility, if that facility complies with the regulatory and permitting requirements set forth in Series 1 of the rules of the Department of Energy, Division of Oil and Gas. Nothing in this section shall relieve an owner or operator of such a well of any obligation to apply for and receive appropriate authorizations from other agencies for such a facility, if the facility received waste from sources other than those associated with the exploration, development, production, storage and recovery of oil and gas and related mineral resources in this state.