



STATE OF WEST VIRGINIA
STATE WATER RESOURCES BOARD

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FRANCES E. HUNTER
Board Secretary

January 17, 1983

FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE

THIS DATE 1/17/83

The Honorable A. James Manchin
Secretary of State
Capitol Building
Charleston, WV 25305

Dear Mr. Secretary:

In accordance with the provisions of Chapter 29A, Code of West Virginia, 1931, as amended and pursuant to the provisions of Chapter 20, Article 5A, Section 1 et seq. of the West Virginia Code, 1931, as amended, enclosed find two (2) copies of the West Virginia Administrative Regulations, State Water Resources Board, Series X (1983) proposed regulations implementing the authorization by rule provision of the Regulations for the West Virginia Underground Injection Control Program along with the public notice and the State Register Filing form. These are procedural regulations and are excluded from the Legislative Rule Making Review Committee.

If you have any question do not hesitate to contact the Board Office at 348-4002.

Respectfully submitted,

John C. Ailes
John C. Ailes
Board Chairman

enclosures



STATE OF WEST VIRGINIA
 OFFICE OF THE SECRETARY OF STATE
 CHARLESTON 25305

A. JAMES MANCHIN
 SECRETARY OF STATE

STATE REGISTER FILING

I, John C. Ailes, Chairman,
 Title or Position

State Water Resources Board, hereby submit to record in
 Department or Division

the State Register on 8 1/2 x 11" paper two (2) copies of

- proposed rules and regulations concerning topics of material not covered by existing rules and regulations;
- proposed rules and regulations superseding rules and regulations already on file;
- notice of hearing;
- findings and determinations;
- rules and regulations; or
- other - specify (copy of public notice _____).

This filing pertains to

Chapter s 20 & 29A
 Article 5A 3
 Series X
 Section 1 1 et seq
 Page No. _____

- proposed rules and regulations are required to go to Legislative Rule Making Committee;
- proposed rules and regulations are excluded from Legislative Rule Making Committee;

January 17, 1983

Date Submitted

John C. Ailes

Signature of Person Authorizing
 this Filing

NOTICE OF COMMENT PERIOD ON PROPOSED REGULATIONS IMPLEMENTING THE AUTHORIZATION BY RULE PROVISION OF THE REGULATIONS FOR THE WEST VIRGINIA UNDERGROUND INJECTION CONTROL PROGRAM, CHAPTER 20-5A-1, et seq. and CHAPTER 29A-3-1 et seq., SERIES X

Public Notice Date: January 17, 1983

The West Virginia State Water Resources Board, in accordance with applicable State and Federal requirements, will accept comments on the above referenced regulations until February 16, 1983.

People wishing to submit comments may do so by mailing or delivering them by this date to the address listed below.

Copies of the proposed regulations may be obtained by contacting the Water Resources Board Office, 1205 Greenbrier Street, Charleston, WV 25311 (304) 348-4002.

6B The Charleston Gazette, Monday, January 17, 1983

LEGAL ADVERTISEMENT

Notice of comment period on Proposed regulations implementing the authorization by rule provision of the regulations for the West Virginia Underground Injection Control Program, Chapter 20-5A-1, et seq. and Chapter 29A-3-1 et seq., Series X.
Public Notice Date: January 17, 1983
The West Virginia State Water Resources Board, in accordance with applicable State and Federal requirements, will accept comments on the above referenced regulations until February 16, 1983.
People wishing to submit comments may do so by mailing or delivering them by this date to the address listed below.
Copies of the proposed regulations may be obtained by contacting the Water Resources Board Office, 1205 Greenbrier Street, Charleston, WV 25311 (304) 348-4002. (1590)

FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE
THIS DATE 1/17/83

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

STATE WATER RESOURCES BOARD

Chapter 20-5A-1 and Chapter 29A-3-1

Series X
(1983)

**REGULATIONS IMPLEMENTING THE AUTHORIZATION
BY RULE PROVISION OF THE REGULATIONS FOR THE
WEST VIRGINIA UNDERGROUND INJECTION CONTROL PROGRAM

WHEREAS, pursuant to the provisions of Chapter 20-5A-1 et seq. and Chapter 29A-3-1 et seq. of the West Virginia Code, 1931, as amended, the Board has approved and filed "Regulations for the West Virginia Underground Injection Control Program", West Virginia Administrative Regulations, Series IX, and

WHEREAS, Section 13.02 of said Regulations provides that certain facilities may be authorized by rule in accordance with the requirements of said section;

NOW, THEREFORE, the Board promulgates the following procedural rules for the implementation of Section 13.02 of the Board's West Virginia Administrative Regulations, Series IX:

1.01 Injection into existing Class I, II, and III wells shall be authorized by rule for periods up to five (5) years from the effective date of these regulations. All such wells must be issued permits within the five (5) year period or close down, at its end, unless the rule is continued under Section 1.02 of these regulations.

1.02 Rules under Section 1.01 of these regulations authorizing Class II and III wells or projects in existing fields or projects shall allow them to continue normal operations until permitted, including construction, operation, and plugging and abandonment of wells provided the owner or operator maintains compliance with all applicable requirements under the Board's West Virginia Administrative Regulations, Series IX.

1.03 Injection into existing Class IV wells shall be authorized for a period not to exceed six (6) months after the effective date of these regulations. Such rules shall apply the requirements of Section 7.03 and Section 11.04 of the Board's West Virginia Administrative Regulations, Series IX.

1.04 Injection into Class V wells shall be authorized for a period of five (5) years, subject to the requirements of Section 13.02(b) and (d) and Section 12.00 of the Board's West Virginia Administrative Regulations, Series IX. However, the Chief has authority to withdraw the authorization if required under Section 13.02 of said Regulations.

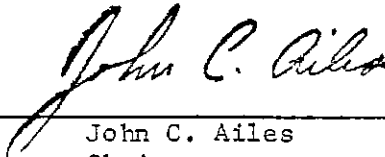
1.05 Any facility which is authorized by rule pursuant to these regulations shall meet the requirements contained in Section 13.02(b) of the Board's West Virginia Administrative Regulations, Series IX, no later than one (1) year after authorization by such rules.

1.06 These regulations do not supersede West Virginia Administrative Regulations, Series IX, and are solely intended as procedural regulations for the implementation of the provisions of Section 13.02 of the Board's

West Virginia Administrative Regulations, Series IX, and in the event of any inconsistency or conflict between any provision of these regulations and any provisions of Series IX, the provisions of Series IX shall control.

Adopted this 4th day of January, 1983, by the State Water Resources Board.

Attest:



John C. Ailes
Chairman

These regulations shall become effective upon assumption of the Underground Injection Control Program by the State.