

APPENDIX B

MAJOR FEDERAL, STATE, AND LOCAL PERMITS, APPROVALS, AND AUTHORIZING ACTIONS APPLICABLE TO OIL AND GAS DEVELOPMENT

Table B1 Major Federal, State, and Local Permits, Approvals, and Authorizing Actions Applicable to Oil and Gas Development

Permit, Approval, or Action	Authority
Bureau of Land Management (BLM)	
Permit to drill, deepen, or plug back on BLM managed land (Application for permit to drill [APD] process)	Mineral Leasing Act of 1920, as amended (30 United States Code [U.S.C.] 181) et seq.); Requirements for Operating Rights Owners and Operators, as amended (43 Code of Federal Regulations [C.F.R.] 3162)
Rights-of-way (ROW) grants and temporary use permits for pipelines and central tank battery on BLM-managed land	Mineral Leasing Act of 1920, as amended (30 U.S.C. 185); Onshore Oil and Gas Unit Agreements: Unproven Areas, as amended (43 C.F.R. 3180)
ROW grants for access roads on BLM-managed land	Federal Land Policy and Management Act (43 U.S.C. 1761-1771); Right-of-Way, Principles and Procedures, as amended (43 C.F.R. 2800)
Authorization for flaring and venting of natural gas on BLM-managed land	Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.); Requirements for Operating Rights Owners and Operators, as amended (43 C.F.R. 3162)
Plugging and abandonment of a well on BLM-managed land	Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.); Requirements for Operating Rights Owners and Operators, as amended (43 C.F.R. 3162)
Antiquities and cultural resource permits on BLM-managed land	Antiquities Act of 1906, as amended (16 U.S.C. 431-433); Archaeological Resources Protection Act of 1979, as amended (16 U.S.C. 470aa-47011); Preservation of American Antiquities, as amended (43 C.F.R. 3)
Approval to dispose of produced water on BLM-managed land	Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.); Special Provisions, as amended (43 C.F.R. 3164); Onshore Oil and Gas Order No. 7 as amended (58 Federal Register 47,354)
U.S. Fish and Wildlife Service (USFWS)	
Coordination, consultation and impact review federally listed threatened and endangered (T&E) species	Fish and Wildlife Coordination Act (16 U.S.C. 661-666c); Section 7 of the Endangered Species Act of 1973, as amended (16 U.S.C. 1536); Bald Eagle Protection Act (16 U.S.C. 668-668dd)
Migratory bird impact coordination	Migratory Bird Treaty Act (16 U.S.C. 704)
U.S. Environmental Protection Agency (EPA)	
Spill Prevention Control and Countermeasures (SPCC) Plans	Oil Pollution Prevention, as amended (40 C.F.R. 112)
Regulate hazardous waste treatment, storage, and/or disposal	Resource Conservation and Recover Act of 1976, as amended (42 U.S.C. 6901 et req.)

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Permit, Approval, or Action	Authority
U.S. Department of Energy (DOE)	
Regulate interstate pipeline product transportation	Various sections of the U.S.C.
U.S. Department of Transportation (DOT)	
Control pipeline maintenance and operation	Transportation of Natural and Other Gas by Pipeline; Annual Reports, Incident Reports, and Safety Related Condition Reports, as amended (49 C.F.R. 191); and Transportation of Natural and Other Gas by Pipeline: Minimum Safety Standards, as amended (49 C.F.R. 192)
Wyoming Department of Environmental Quality, Water Quality Division (WDEQ/WQD)	
Permits to construct settling ponds and waste water systems, including ground water injection and disposal wells	Wyoming Environmental Quality Act, Article 3, Water Quality, as amended (Wyoming Statute [W.S.] 35-11-301 through 35-11-311)
Regulate disposal of drilling fluids from abandoned reserve pits	Wyoming Environmental Quality Act, Article 3, Water Quality, as amended (W.W. 35-11-301 through 35-11-311)
NPDES permits for discharging waste water and storm water runoff	WDEQ-WQD Rules and Regulations, Chapter 18; Wyoming Environmental Quality Act, Article 3, Water Quality, as amended (W.S. 35-11-301 through 35-11-311); Section 405 of the Federal Water Pollution Control Act (Clean Water Act) (codified at 33 U.S.C. 1345); EPA-administered (40 C.F.R. 122); State Program Requirements (40 C.F.R. 123); EPA Water Program Procedures for Decision-making, as amended (40 C.F.R. 124)
Administrative approval for discharge of hydrostatic test water	Wyoming Environmental Quality Act, Article 3, Water Quality, as amended (W.S. 35-11-301 through 35-11-311)
Wyoming Department of Environmental Quality, Air Quality Division (WDEQ/ADQ)	
Permits to construct and permits to operate	Clean Air Act, as amended (42 U.S.C. 7401 et seq.); Wyoming Environmental Quality Act, Article 2, Air Quality, as amended (W.S. 35-11-201 through 35-11-212)
Wyoming Department of Environmental Quality, Land Quality Division (WDEQ/LQD)	
Mine permits, impoundments, and drill hole plugging on state lands	Wyoming Environmental Quality Act, Article 4, Land Quality, as amended (W.S. 35-11-401 through 35-11-437)
Wyoming Department of Environmental Quality, Solid Waste Division (WDEQ/SWD)	
Construction fill permits and industrial waste facility permits for solid waste and disposal during construction and operations	Wyoming Environmental Quality Act, Article 5, Solid Waste Management, as amended (W.S. 35-11-501 through 35-11-520)
Wyoming Department of Transportation (WDOT)	
Permits for oversize, overlength, and overweight loads	Chapters 17 and 20 of the Wyoming Highway Department Rules and Regulations
Access permits to state highways	Chapter 13 of the Wyoming Highway Department Rules and Regulations
Wyoming Oil and Gas Conservation Commission (WOGCC)/Wyoming Board of Land Commissioners/Land and Farm Loan Office	

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Permit, Approval, or Action	Authority
Approval of oil and gas leases, ROWs for long-term or permanent off-lease/off-unit roads and pipelines, temporary use permits, and development on state lands	Public Utilities, W.S. 37-1-101 et seq.
Permit to drill, deepen or plug back (APD process)	WOGCC Regulation, Chapter 3, Operational and Drilling Rules, Section 2 Location of Wells
Permit to use earthen pit (reserve pit)	WOGCC Regulations, Chapter 4, Environmental Rules, Including Underground Injection Control Program Rules for Enhanced Recovery and Disposal Projects, Section 1, Pollution and Surface Damage (Forms 14A and 14B)
Authorization for flaring or venting of gas	WOGCC Regulations, Chapter 3, Operational and Drilling Rules, Section 45 Authorization for Flaring or Venting of Gas
Permit for Class II underground injection wells	Underground Injection Control Program: Criteria and Standards, as amended (40 C.F.R. 146); State Underground Injection Control Programs, State-administered program- Class II Wells, as amended (40 C.F.R. 147,2551)
Well plugging and abandonment	WOGCC Regulations, Chapter 3, Section 14, Reporting (Form 4) Section 15, Plugging of Wells, Stratigraphic Toxic, Core, or Other Exploratory Holes (Form 4)
Change in depletion plans	Wyoming Oil and Gas Act, as amended (W.S. 30-5-110)
Wyoming State Engineer's Office (WSEO)	
Permits to appropriate ground water (use, storage, wells, dewatering)	W.S. 41-3-938, as amended (Form U.W. 5)
Wyoming State Historic Preservation Office (SHPO)	
Cultural resource protection, programmatic agreements, consultation	Section 106 of National Historic Preservation Act of 1966, as amended (16 U.S.C. 470 et req.) and advisory Council Regulations on Protection of Historic and Cultural Properties, as amended (36 C.F.R. 800)
Sweetwater County	
Mineral extraction permits	County Code
Construction/use permits	County Code and Zoning Resolution
Conditional use permits	County Code and Zoning Resolution
Road use agreements/oversize trip permits	County Code
County road crossing/access permits	County Code / Engineering Department
H2S contingency plan	County Health Department
Small wastewater permits	County Health Department
Hazardous material recordation and storage	County Code

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Permit, Approval, or Action	Authority
Zone changes	Zoning Resolution
Filing fees	County Code
Noxious weed control	County Code
Fremont County	
Land use plan	Planning Department
Noxious weed control	Weed and Pest District
Construction and maintenance of roadway and drainage structures	Road and Bridge Department