



west virginia department of environmental protection

Office of Oil and Gas
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Charleston, WV 25304
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Harold D. Ward, Cabinet Secretary
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January 16, 2024

2023 Waiver Report

Pursuant to W.Va. Code § 22-6A-2(a)(6), commencing on January 1, 2013 and each year thereafter, the Office of Oil and Gas shall submit to the Legislature a written report of the number of waivers of certain minimum requirements of Chapter 22, Article 6A granted by the Secretary during the preceding year. During the 2023 calendar year, the Office of Oil and Gas granted five (5) waivers from the site restriction requirements of W.Va. Code § 22-6A-12(b), which states:

No well pad may be prepared or well drilled within one hundred feet measured horizontally from any perennial stream....or a wetland...The department may, in its discretion, waive these distance restrictions upon submission of a plan identifying sufficient measures, facilities or practices to be employed during well site construction, drilling and operations to protect the waters of the state. A waiver, if granted, shall impose any permit conditions as the secretary considers necessary.

Copies of the Orders granting the waivers are attached.

Thus submitted, the 9th day of January 2024.

IN THE NAME OF THE STATE OF WEST VIRGINIA:
OFFICE OF OIL AND GAS
DEPARTMENT OF ENVIRONMENTAL
PROTECTION, STATE OF WEST VIRGINIA

By: 
JAMES A. MARTIN, CHIEF