

# Public Notice and Commenting



west virginia department of environmental protection  
*Promoting a Healthy Environment*

# Public Notice

- Is not new to the DEP
  - Divisions of Mining, Air and Water all have public notices related to certain permits
- Makes the public aware of the proposed activity
- Allows the public to give input in the process



# Public Notice

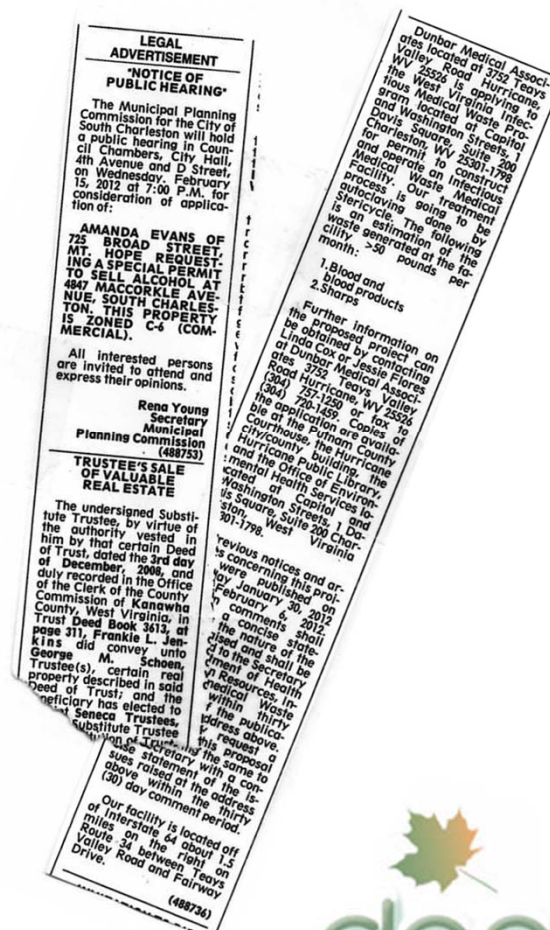
## Requirements for the company

- Publish a Class II legal ad
  - At least ten days prior to submitting application to DEP
  - In a newspaper that serves the county where the company intends to locate a well
  - Include the DEP email and postal addresses where comments can be submitted
  - Include the DEP website address



# Class II Ads

- Run twice within 7 days
  - if the first ad runs on Monday, the second will run the following Monday
- Often need to be sent in a few days in advance



# Public Notice

## Requirements for the Office of Oil and Gas

- Establish a website dedicated to information about horizontal drilling
- Establish an email notification of permit applications received and issued
- Make comments available on the website



# Website

The screenshot shows a Windows Internet Explorer browser window displaying the website for the West Virginia Department of Environmental Protection (DEP). The browser's address bar shows the URL: <http://www.dep.wv.gov/oil-and-gas/Horizontal-Permits/Pages/default.aspx>. The browser's menu bar includes File, Edit, View, Favorites, Tools, and Help. The Favorites bar shows 'Horizontal Drilling Permit Page'. The browser's status bar at the bottom indicates 'Local intranet' and '100%' zoom.

The website header features the DEP logo and the text: **west virginia department of environmental protection** - Promoting a Healthy Environment. Navigation links include: [DEP Offices](#) | [News](#) | [Outlook Web Access](#) | [Text size A A A](#). The breadcrumb trail reads: [Home](#) > [Office of Oil and Gas](#) > [Horizontal Drilling Permits](#).

The main content area is titled **Horizontal Drilling Permit Page**. It contains the following text:

The Office of Oil and Gas welcomes you to this page, which is dedicated to providing information about permitting activity related to horizontal well development which falls under the Natural Gas Horizontal Well Control Act. The Act defines a horizontal well as "any well site, other than a coalbed methane well, drilled using a horizontal drilling method, and which disturbs three acres or more of surface, excluding pipelines, gathering lines and roads, or utilizes more than two hundred ten thousand gallons of water in any thirty day period."

When completed, this page will provide information related to horizontal well permit applications, including the name of the application, approximate location of the well, the well registration number and any public comments that have been submitted regarding the application. This page also will allow users to sign up for email notification of horizontal well applications that have been submitted to the Office of Oil and Gas, as well as applications that have been approved.

To submit written comments on a permit application or request a copy of a permit application, please use the following email address: [DEP.OOGComments@wv.gov](mailto:DEP.OOGComments@wv.gov) or send a letter to: Permit Review, Office of Oil and Gas, 601 57th St., SE, Charleston, WV, 25304. The telephone number is 304-926-0450. Emailed or written comments must reference the county, well number and operator.

Copies of permit applications may be reviewed at the WV Department of Environmental Protection headquarters, located at 601 57th St., SE, Charleston, WV., 25304 (304-926-0450). A charge of \$15.00 will be included for full copies or scans of permit applications or issued permits.

The footer contains the following navigation links: [DEP Offices](#) | [Contact Us](#) | [DEP Staff Directory](#) | [Site Map](#) | [Privacy Notice](#) | [DOP Homepage](#) | [DOP Vacancy Announcements](#).

# Website

- Will list information related to horizontal well applications
  - Proposed county for the well
  - The application number
  - The date of application
  - Name of the applicant
  - Comments submitted regarding application



# Public Notice

DEP Enhanced Mailing List - DEP Public Notice - Windows Internet Explorer

https://apps.dep.wv.gov/MLists2/Archive/view\_text.cfm?ListID=1&MessageID=9479

File Edit View Favorites Tools Help

Favorites Suggested Sites Free Hotmail Web Slice Gallery

DEP Enhanced Mailing List - DEP Public Notice

west virginia  
dep department of environmental protection

**DEP Enhanced Mailing List - View List Message**  
This Message was sent out on Thursday, January 26, 2012 @ 11:42 AM

**From:** dep.online@wv.gov  
**Subject:** DEP Public Notice - County - Marshall - Applicant - PPG Industries, Inc. - Application No. WV0004359

STATE OF WEST VIRGINIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF WATER AND WASTE MANAGEMENT

PUBLIC NOTICE

WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S, PUBLIC INFORMATION OFFICE, 601 57TH STREET SE, CHARLESTON, WEST VIRGINIA 25304-2345 TELEPHONE: (304) 926-0440.

APPLICATION FOR A WEST VIRGINIA NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM WATER POLLUTION CONTROL PERMIT MODIFICATION

Public Notice No.: L-10-12  
Public Notice Date: January 30, 2012

Done Local intranet 100%



# Comments from public

- We are required to allow at least 30 days for comments on permit applications
- We are required to post those comments on the website
- We are required to consider those comments when making the decision regarding an application.



# Conclusion

Gravity isn't easy...  
but it's the law. ~ Unknown



# Questions?

- Addresses to make note of:
- Email address to send comments to:  
[dep.oogcomments@wv.gov](mailto:dep.oogcomments@wv.gov)
- Mailing address to send comments to:  
601 57<sup>th</sup> Street SE, Charleston, WV 25304
- Website address for Horizontal permits:  
[www.dep.wv.gov/oil-and-gas/pages/default.aspx](http://www.dep.wv.gov/oil-and-gas/pages/default.aspx).

