



Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

JAMES ZEHRINGER, DIRECTOR

Richard J. Simmers, Chief
Division of Oil and Gas Resources Management
2045 Morse Road – Bldg. F-2
Columbus, OH 43229-6693
Phone: (614) 265-6922, Fax: (614) 265-6910

ORDER BY THE CHIEF

June 16, 2015

ORDER NO. 2015-306

TO: Antritt's Lawn Sensations, LTD
11111 Lambs Lane
Newark, Ohio 43055

RE: Antritt's Lawn Sensations Newark Facility
Licking County, Madison Township

SUBJECT: Temporary Authorization to Treat and Process Brine and Other Waste
Substances Pursuant to R.C. 1509.22

Pursuant to Ohio Revised Code Section 1509.22, the Chief of the Division of Oil and Gas Resources Management ("Chief" or "Division") issues the following Order:

BACKGROUND:

- (1) Antritt's Lawn Sensations, LTD ("Antritt's") proposes to operate a brine storage facility to be located at 11111 Lamb Lane, Newark, Ohio in Licking County ("Antritt's Lawn Sensations Newark Facility"). The Antritt's Lawn Sensations Newark Facility will temporarily store brine associated with the exploration, development, well stimulation, production operations, or plugging of oil and gas resources for the purpose of snow and ice control.
- (2) Division (B)(2)(a) of R.C. 1509.22 states, in pertinent part, that "On and after January 1, 2014, no person shall store, recycle, treat, process, or dispose of in this state brine or other waste substances associated with the exploration, development, well stimulation, production operations, or plugging of oil and gas resources without an order or a permit issued under this section or section 1509.06 or 1509.21 of the Revised Code or rules adopted under any of those sections."
- (3) On January 23, 2015, the Division received an application from Antritt requesting to temporarily store brine produced from wells that are not horizontal wells at the Antritt's Lawn Sensations Newark Facility. In its application, Antritt supplied the Division with information and details regarding its proposed operations. The Antritt's Lawn Sensations

Newark Facility will store brine in an 8800-gallon tank that will be placed on secondary containment. The brine is being stored for use in surface application to roads and other similar land surface according to a resolution permitting surface application of brine on file with the Division.

ORDER:

IT IS HEREBY ORDERED:

Antritt has temporary approval at the Antritt's Lawn Sensations Newark Facility to treat and process brine or other waste substances associated with the exploration, development, well stimulation, production operations, or plugging of oil and gas resources, subject to the following conditions:

- (1) Antritt shall conduct all operations at the Antritt's Lawn Sensations Newark Facility in compliance with R.C. Chapter 1509 and Ohio Adm.Code 1501:9.
- (2) Brine shall not be disposed of in this state in a manner not specified in R.C. 1509.22(C)(1)(a) through R.C. 1509.22(C)(1)(c). Disposal of brine pursuant to R.C. 1509.22(C)(1)(d) requires separate written approval by the Chief.
- (3) Antritt shall conduct all operations at the Antritt's Lawn Sensations Newark Facility in accordance with the application submitted to the Division for this facility. Antritt shall notify the Division prior to implementing any changes in operations at the Antritt's Lawn Sensations Newark Facility.
- (4) Antritt shall notify the Division two weeks prior to commencement of operations, in order to provide the Division with an opportunity to inspect the facility prior to commencement.
- (5) Antritt shall provide the Division a drawing showing the location and boundaries of the Antritt's Lawn Sensations Newark Facility upon completion of construction and prior to commencement of operations.
- (6) Antritt shall management records for Antritt's Lawn Sensations Newark Facility and provide those records to the Division upon request. The records shall include, but not be limited to, manifests of all incoming brine and waste substances, as applicable, and final disposition of brine and waste substances.
- (7) This Chief's Order shall terminate upon any of the following, whichever occurs first:
 - a) The Division issues a permit to Antritt for the Antritt's Lawn Sensations Newark Facility pursuant to rules promulgated under to R.C. 1509.22(C);
 - b) The Division denies a permit to Antritt for the Antritt's Lawn Sensations Newark Facility pursuant to rules promulgated under R.C. 1509.22(C); or

- c) Six months after the effective date of rules adopted under R.C. 1509.22(C).
- d) The location of Antritt's Lawn Sensations Newark Facility changes from 11111 Lamb Lane, Newark, Ohio.
- e) The ownership of Antritt's Lawn Sensations Newark Facility changes from Antritt.

Date

6/16/2015

Scott R. Kell for Richard J. Simmers

Richard J. Simmers, Chief

Division of Oil and Gas Resources Management

Addressee is hereby notified that this action is final and effective and may be appealed pursuant to Section 1509.36 of the Ohio Revised Code. If the Order is appealed to the Ohio Oil and Gas Commission, the appeal must be in writing and must set forth the Orders complained of and the grounds upon which the appeal is based. Such appeal must be filed with the Oil and Gas Commission, 2045 Morse Road, Building H-3, Columbus, Ohio 43229-6693, within thirty (30) days after receipt of this Order.

In addition, within three (3) days after the appeal is filed with the Oil and Gas Commission, notice of the filing must be submitted to Richard J. Simmers, Chief, Division of Oil and Gas Resources Management, Ohio Department of Natural Resources, 2045 Morse Road, Building F, Columbus, Ohio 43229-6693.

CERTIFIED MAIL No: 91 7199 9991 7035 0958 3370

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cc: Legal Section
Steve Opritza, Permitting Manager
Engineering Section
William Ziegler, Region Supervisor
Brandon Mitchell, Licking County Oil and Gas Inspector