



# Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

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*Richard J. Simmers, Chief*  
Division of Oil and Gas Resources Management  
2045 Morse Road – Bldg. F-2  
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## **ORDER BY THE CHIEF**

January 3, 2014

**ORDER NO. 2014-04**

**TO: Buckeye Brine, LLC**  
**2630 Exposition Blvd, Suite 117**  
**Austin, Texas 78703**

**RE: Riverside Park Recycling Facility**

**SUBJECT: Temporary Authorization to Operate Facility 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) Buckeye Brine, LLC (“Buckeye Brine”) operates the Riverside Park Recycling Facility located at 6505 U.S. 36, Tuscarawas County, Ohio. The Riverside Facility is a recycling and treatment facility that receives brine and other liquid oilfield wastes and treats the liquids for reuse. The Riverside Park Recycling Facility also receives drill cuttings and drilling muds, treats these solids and semisolids, and disposes of the solids at a landfill. Any liquid resulting from the treatment of solids at the Riverside Park Recycling Facility will either be processed through its liquid recycling operation or disposed of at a permitted injection well.
- (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 December 31, 2013, the Division received an application from Buckeye Brine requesting to operate the Riverside Park Recycling Facility. In its application, Buckeye Brine supplied the Division with information and details regarding its operations.

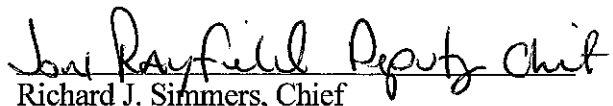
**ORDER:**

**IT IS HEREBY ORDERED**

Buckeye Brine has temporary approval to operate the Riverside Park Recycling Facility in the State of Ohio, subject to the following **conditions**:

- 1) Buckeye Brine shall conduct all operations in compliance with R.C. Chapter 1509 and Ohio Adm.Code 1501:9.
- 2) Brine shall not be disposed of in a manner not specified in R.C. 1509.22(C)(1)(a) through R.C. 1509.22(C)(1)(c). Disposal pursuant to R.C. 1509.22(C)(1)(d) requires separate written approval by the Chief.
- 3) This Chief's Order shall terminate upon any of the following, whichever occurs first:
  - a) The Division issues a permit to Buckeye Brine for the Riverside Park Recycling Facility pursuant to rules promulgated under to R.C. 1509.22(C);
  - b) The Division denies a permit to Buckeye Brine for the Riverside Park Recycling 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).

1/31/14  
Date

  
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 7030 3103 6634

cc: Eric Vendel, Legal Counsel, DOGRM  
Rocky King, Region Supervisor  
Steve Opritza, Permitting Manager  
Erica Freeman, Surety Section  
Engineering Section  
Barry Grimm, Tuscarawas County Oil and Gas Inspector