

## Mike Gardner

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**To:** COGCC Field Inspectors  
**Subject:** COGCC Rule 605.h Tank and Container Labels

COGCC Rule 605.h provides labeling requirements for tanks and containers – as defined by COGCC Rules, Section 100. TEP maintains that our production separators are specifically excluded from the labeling requirements of Rule 605.h as outlined below:

COGCC Rule 605.h – Tank and Container labels.

### **TANKS**

COGCC Rule 605.h.(1): “All Tanks with a capacity of 10 barrels or greater will be labeled or posted....” However, a “separator” is specifically excluded from the definition of a “tank” in COGCC Rule 100 – Definitions (see below). Additionally, the volume of the separator bath is irrelevant *because a separator is not a tank*. Therefore, the tank labeling requirements of Rule 605.h.(1) do not apply to separators.

COGCC Rule 100 – Definitions:

- **TANK** shall mean a stationary vessel constructed of non-earthen materials (e.g., concrete, steel, plastic) that provides structural support and is designed and operated to store produced fluids or E&P waste. *Examples include, but are not limited to, condensate tanks, crude oil tanks, produced water tanks, and gun barrels.* Exclusions include Containers and process vessels such as separators, heater treaters, free water knockouts, and slug catchers.

### **CONTAINERS**

COGCC Rule 605.h.(3) requires labels on “containers” that are used to store, treat, or otherwise handle a hazardous material and which are required to be marked, placarded, or labeled in accordance with the U.S. Department of Transportation’s Hazardous Materials Regulations.” TEP’s production separators do not “store, treat, or otherwise handle a hazardous material” that is regulated by the U.S. Department of Transportation. TEP uses Ethylene glycol or Propylene glycol in the water baths of our separators. Both Ethylene and Propylene glycol are NOT DOT-regulated, hazardous materials. Additionally, a production separator is not a “portable device” (such as a drum, barrel, tote, carboy, etc.). Therefore, the container labeling requirements of Rule 605.h.(3) do not apply to separators.

COGCC Rule 100 – Definitions:

- **CONTAINER** shall mean any portable device in which a hazardous material is stored, transported, treated, disposed of, or otherwise handled. *Examples include, but are not limited to, drums, barrels, totes, carboys, and bottles.*

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