

NOD – CalGEM as Responsible Agency (Kern County)

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State of California
Natural Resources Agency / Department of Conservation
GEOLOGIC ENERGY MANAGEMENT DIVISION

**California Environmental Quality Act
Notice of Determination**

To: Office of Planning & Research
State Clearinghouse
1400 Tenth Street, Room 113
Sacramento, CA 95814

From: Department of Conservation
Geologic Energy Management Division
715 P Street, MS 1803
Sacramento, CA 95814

Contact: Greg Chittick, CEQA Contractor

Lead Agency: Department of Conservation
Geologic Energy Management Division (CalGEM)
715 P Street, MS 1803
Sacramento, CA 95814-3530
(916) 445-9686

State Clearinghouse #: 2011041097
(if submitted to SCH)

Lead Agency Project Title: Diatomite & North Midway Sunset Development IS MND,
Date Certified or Adopted: 6/15/2011

CalGEM Project Title: Berry 14

Project Applicant: Berry Petroleum Company, LLC

Project Location: Midway-Sunset Oil Field

County: Kern County

Project Description:

Berry proposes to drill 14 new O&G wells in Midway-Sunset Oil Field. The project activity(s) being permitted by the Geologic Energy Management Division (CalGEM) is within the scope of the *Diatomite & North Midway Sunset Development IS MND*. The approved project, disclosed in the 2011 MND document, consists of drilling 818 Diatomite wells and 449 non-diatomite wells; 586 wells have been drilled since the 2011 MND. Therefore, the proposed 14 new wells are within the scope of the previous environmental document.

The surrounding land use within three miles of this project consists of densely developed oil and gas fields.

CalGEM, as the CEQA Responsible Agency, approved permit(s) for DOGGR (CalGEM) to drill the wells listed below, in the Midway-Sunset Oil Field of Kern County.

Form ID	Well Name	Latitude	Longitude
442908	FA-TO-VW	35.238608	-119.588319

Details on well locations are online at: <https://www.conservation.ca.gov/calgem/Pages/Wellfinder.aspx>

Form ID	Well Name	Latitude	Longitude
442919	FA-TO-YZ	35.238877	-119.585508
442925	FA-TO-WX	35.238683	-119.587626
453715	FA-HP-174	35.23897389	-119.5806419
453744	FA-HP-175	35.238881	-119.5806449
453757	FA-HP-176	35.238789	-119.5806549
453792	FA-HP-177	35.23871399	-119.580665
453975	BG 641	35.2664658	-119.596138
468681	FD-PF-HP-300	35.261329	-119.568684
468706	FD-PF-HP-310	35.261412	-119.570383
468720	FD-PF-HP-320	35.261324	-119.57037
469902	BG Af HP-17	35.266485	-119.591718
469907	BG Af HP-18	35.266447	-119.591635
471736	FA-HP-147	35.247313	-119.572772

CalGEM, as the Responsible Agency under CEQA, conducts an environmental review limited to those project impacts, which are required to be carried out or approved by CalGEM, or which will be subject to the exercise of powers by CalGEM. (Pub. Resources Code, § 21002.1; Cal. Code Regs., tit. 14, § 15096). This review includes considering the Lead Agency's environmental document(s) and determining whether the project falls within the scope of the document and whether and how to approve the project involved.

CalGEM completed its review of the proposed project activity(s) and determined that CalGEM will rely on the Lead Agency's environmental document(s), as it pertains to the proposed project activity(s).

This Notice of Determination (NOD) is to advise that CalGEM approved the above project activity(s) on 05/10/2024.

1. **Environmental Impacts** from the project will
 - Have a significant effect on the environment
 - Not have a significant effect on the environment
2. **Environmental Document** prepared for this project, pursuant to the provisions of CEQA:
 - Environmental Impact Report (EIR)
 - Mitigated Negative Declaration (MND)
 - Negative Declaration (ND)
3. **Mitigation Measures** were
 - Made a condition of approval of the project
 - Not made a condition of approval of the project
4. **Mitigation Monitoring and Reporting Plan (MMRP)** was
 - Adopted for this project
 - Not adopted for this project

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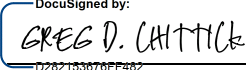
5. **Statement of Overriding Considerations** was

- Adopted for this project
- Not adopted for this project

6. **Findings** were

- Made for this project, pursuant to the provisions of CEQA (Cal. Code Regs., tit. 14, § 15091)
- Not made for this project, pursuant to the provisions of CEQA (Cal. Code Regs., tit. 14, § 15091)

A copy of the Diatomite & North Midway Sunset Development IS MND and associated documents prepared by DOGGR (CalGEM) including the Response To Comments, MMRP, Statement of Overriding Considerations, Findings, and all other related documents, are available for public examination at the CalGEM, located at: 715 P Street, MS 1803, Sacramento, CA 95814-3530, (916) 445-9686; or an electronic copy of these documents may be accessed online at: <https://ceqanet.opr.ca.gov/2011041097/3>.

Certified:  **Date:** 5/13/2024
California Geologic Energy Management Division
CEQA Program