

Department of Conservation

Notice of Exemption

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

California Environmental Quality Act Notice of Exemption

To: Office of Land Use and Climate Innovation **From:** Department of Conservation
State Clearinghouse 715 P Street, MS 1803
1400 Tenth Street, Room 113 Sacramento, CA 95814
Sacramento, CA 95814 **Contact:** CEQA@conservation.ca.gov

Project Title: State Abandonment of Orphan Wells Project – Phase 2: San Benito

Project Applicant: Department of Conservation, Geologic Energy Management Division (CalGEM)

Project Location: San Benito County, Unincorporated area; Section 15, Township 18S, Range 08E, MDB&M; 36.36313300, -121.08636000

Project Description: The proposed project consists of the plug and abandonment (P&A) of one existing orphan oil and gas well in San Benito County as part of CalGEM's State Abandonment Program. The proposed work involves well abandonment and decommissioning tanks and other production-related facilities attendant to the well. For well abandonment, the well would be cleaned out and then plugged with cement and inert mud to surface. After abandonment, the well head would be removed, and any remaining well casing and surface conductors would be cut. Once the area is clean, it would have suitable fill placed and compacted. The well is generally situated in a rural area outside of an established oil field.

CalGEM has approved a task order for its contractor to perform the proposed work on the well listed below. A Notice of Intention will be issued to the contractor for administrative purposes only and does not constitute a discretionary approval.

API #	Well Name
0406920082	Indian 1

Exempt Status: As the Lead Agency, CalGEM has determined that the proposed project is exempt from full environmental review requirements of the California Environmental Quality Act (CEQA), pursuant to the specified exemptions marked in the section below. CalGEM further finds that the proposed project would not result in a significant adverse impact to the environment, or that any of the exceptions to the application of the exemptions apply (14 CCR § 15300.2).

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Exemption Type	Statute (PRC)	Regulation (14 CCR)	
☐ Statutory Exemption:			
☐ Ongoing Project (<i>pre-CEQA approval on April 5, 1973</i>)	21169	15261 (b)	
☐ Ministerial	21080 (b)(1)	15268	
☐ Declared Emergency	21080 (b)(3)	15269 (a)	
☐ Emergency Projects	21080 (b)(4)	15269 (b) or (c)	
☒ Categorical Exemption:	21084		
☒ Class 1: Existing Facilities		15301	1684.1
☐ Class 2: Replacement or Reconstruction		15302	
☐ Class 3: New Construction/Conversion of Small Structures		15303	
☒ Class 4: Minor Alterations to Land		15304	1684.2
☐ Class 6: Information Collection		15306	
☒ Class 7: Protection of Natural Resources		15307	
☒ Class 8: Protection of the Environment		15308	
☐ Class 11: Accessory Structures		15311	
☐ Class 21: Enforcement Actions to revoke a permit		15321	
☐ Class 30: Minor Actions to Prevent, Minimize, Stabilize, Mitigate, or Eliminate a Release (Actual or Threat) of Hazardous Substances (Waste or Material)		15330	
☐ Class 33: Small Habitat Restoration Projects		15333	
☐ General Exemption ("common sense")		15061 (b)(3)	
☐ Not a "Project" subject to CEQA		15378 (b)(2)	
CEQA Exceptions to the Exemptions (14 CCR § 15300.2): where project is located (e.g., sensitive environment); Cumulative Impact; Significant Effect due to Unusual Circumstances; Scenic Highways; Hazardous Waste Sites; Historical Resources.			

Reasons Why Project is Exempt: The basis for CalGEM's determination that the project is exempt from the requirements of CEQA is provided in the brief explanation below.

Class 1, Existing Facilities (14 CCR §§ 15301, 1684.1): Class 1 exemption applies as CalGEM's regulations state: "Class 1 consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features involving negligible or no expansion of use beyond that existing previously. The Class includes, but is not limited to: remedial, maintenance, conversion, and abandonment work on oil, gas, injection, and geothermal wells...". This abandonment could be considered a minor alteration to the existing facilities because the existing well would be permanently sealed. After abandonment, the well would cease to be used for oil and gas activities. Therefore, there would be no expansion of use beyond that previously existing.

Class 4, Minor Alterations to Land (14 CCR §§ 15304, 1684.2): Class 4 exemption applies as the project would be conducted entirely on an existing pad of sufficient space to contain all equipment, and existing roads to the pad would be utilized with no new disturbance. No impacts to biological resources are expected because abandonment activities would not disturb any undisturbed areas. Therefore, the project "consists of drilling operations that result in only minor alterations with negligible or no permanent effects to the existing condition of the land, water, air, and/or vegetation." The abandonment would not expand the facility and would be conducted in order to protect the surrounding natural resources and environment.

Class 7 and Class 8, Actions by Regulatory Agencies for Protection of Natural Resources and the Environment (14 CCR §§ 15307, 15308): Orphan wells, due to their inherent lack of maintenance and open pipe to potential reservoir pressure and fluids, present an increased risk for potential leaks when compared to a properly abandoned well. Orphan wells therefore must be plugged and abandoned to minimize a potential threat of a release and subsequent impact to natural resources and the environment in the project area. Abandonment of this orphan well would ensure that risks from leaks and potential impacts to natural resources and the environment are minimized to the extent feasible. Therefore, the Class 7 and Class 8 exemptions are potentially applicable.

Exceptions to Exemptions: CalGEM further finds that there are no exceptions to the application of the categorical exemptions (PRC § 21084; 14 CCR § 15300.2) referenced above. For example, there is no substantial evidence that there are any "unusual circumstances" associated with the proposed project that create a reasonable possibility that the activity will have a significant effect on the environment, and that there are no significant "cumulative impacts" resulting from successive projects of the same type in the same place. Therefore, reliance on the exemptions is appropriate.

A copy of this NOE (as required by 14 CCR § 15062(a)) and all other related materials can be made available to the public by contacting the CalGEM CEQA Program, located at 715 P Street, MS 1803, Sacramento, CA 95814; by calling (916) 445-9686; or an electronic copy of these documents may be requested by contacting CEQA@conservation.ca.gov. The notice filed with the State Clearinghouse may be accessed online at: <https://ceqanet.lci.ca.gov>

Certified:

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GREG D. HATTICK
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Date: 1/16/2026

Department of Conservation,
Geologic Energy Management Division