



**NEW MEXICO
ENVIRONMENT DEPARTMENT**



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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

April 26, 2019

Mark Patterson
BRAC Environmental Coordinator
Fort Wingate Depot Activity
13497 Elton Road
North Lima, OH 44452

Steve Smith
USACE
CESWF-PER-DD
819 Taylor Street, Room 3B06
Fort Worth, TX 76102

**RE: EXTENSION REQUEST FOR THE FINAL RCRA FACILITY INVESTIGATION
REPORT, PARCEL 7, REVISION 2
FORT WINGATE DEPOT ACTIVITY
MCKINLEY COUNTY, NEW MEXICO
EPA # NM6213820974
HWB-FWDA-17-003**

Dear Messrs. Patterson and Smith:

The New Mexico Environment Department (NMED) is in receipt of the Fort Wingate Depot Activity (Permittee) request for an extension (Request) to submit the Final RCRA Facility Investigation Report, Parcel 7, Revision 1 (Report), dated April 18, 2019 and received April 23, 2019. The Request is inaccurate in that the required submittal is Revision 2, not Revision 1. Also, the Permittee has been directed several times to request extensions a minimum of 10-days prior to the required submittal date. Again, the Permittee did not follow this direction.

The Permittee provides no justification other than a lack of funding for the requested extension of 32-months to revise the Report a second time. It is incumbent upon the Permittee to provide appropriate funding to meet the requirements of the FWDA RCRA Permit.

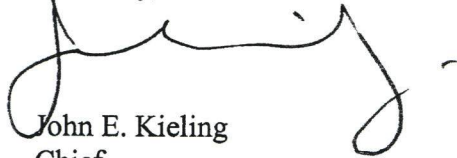
The Permittee has not provided adequate justification for the 32-month extension. Therefore, the request for an extension is denied. The Report is required to be submitted per the approved schedule. Failure to submit required documents on time and/or follow NMED's direction constitutes noncompliance and may result in an enforcement action.

RECEIVED
6 May 2019

Messrs. Patterson and Smith
April 26, 2019
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If you have any questions regarding this letter, please contact Ben Wear at (505) 476-6041.

Sincerely,



John E. Kieling
Chief

Hazardous Waste Bureau

cc: D. Cobrain, NMED HWB
B. Wear, NMED HWB
M. Suzuki, NMED HWB
C. Hendrickson, U.S. EPA Region 6
T. Lederle, BRAC Division
T. Perry, Navajo Nation
S. Begay-Platero, Navajo Nation
M. Harrington, Pueblo of Zuni
C. Seoutewa, Southwest Region BIA
G. Padilla, Navajo BIA
J. Wilson, BIA
E. Stevens, BIA
R. White, BIA
C. Esler, Sundance Consulting, Inc.

File: FWDA 2019 and Reading