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**NEW MEXICO
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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

May 7, 2013

Mark Patterson
BRAC Coordinator
Ravenna Army Ammunition Plan
Building 1037
8451 State Route 5
Ravenna, OH 44266

Steve Smith
USACE FWDA Program Manager
CESWF-PER-DD
819 Taylor Street, Room 3B06
PO Box 17300
Fort Worth, TX 76102-0300

**RE: APPROVAL WITH MODIFICATIONS
RCRA FACILITY INVESTIGATION REPORT
PARCEL 10B
FORT WINGATE DEPOT ACTIVITY, NEW MEXICO
EPA ID# NM6213820974
FWDA-12-001**

Dear Messrs. Patterson and Smith:

The New Mexico Environment Department (NMED) received the Department of the Army's (the Permittee) *Final RCRA Facility Investigation Report (RFI); Parcel 10B* (Report), dated March 19, 2012. NMED has reviewed the Report and hereby issues this Approval with the following modifications.

Comment 1

In Section 3.6., AOC 44: Former Administration and Utilities Area, page number: 3-11, line numbers: 17-19, the Permittee states, "[b]ased on the results of the soil investigation conducted in accordance with the approved RFI Work Plan (USACE, 2010), the Army believes that no further action is needed at AOC 44." NMED agrees with this statement; contingent upon the

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Army demonstrating that the detected arsenic values are representative of background concentrations.

Comment 2

In Section 4.0., SWMU 26: Suspect Petroleum, Oils, Lubricants (POL) Site, page number: 4-9, line numbers: 8-10, the Permittee states, “[b]ased on the results of the soil investigation conducted in accordance with the approved RFI Work Plan (USACE, 2010), the Army believes that no further action is needed at SWMU 26.” NMED agrees with this statement; contingent upon the Army demonstrating that the detected arsenic values are representative of background concentrations.

Comment 3

In Section ES.3., AOC 44: Former Administration and Utilities Area, ES-2, line numbers 37-39, the Permittee states, “[t]he Army recommends no further action at AOC 44 based on the AOC 44 sampling results within Parcel 10B and Parcel 7.” NMED agrees with this statement with respect to AOC 44; contingent upon the Army demonstrating that the detected arsenic values are representative of background concentrations. However, at this time Parcel 7 cannot be considered for a corrective action complete determination until investigation of Parcel 7 is complete.

Comment 4

In Section ES.4., AOC 44: Former Administration and Utilities Area and SWMU 26 Suspect Petroleum, Oils, Lubricants (POL) Site within Parcel 10B, page number: ES-3, line numbers: 35-39, will be removed from Table 1: SWMUs and AOCs that Require Corrective Action and placed in Table 4: SWMUs and AOCs Corrective Action Complete Without Controls located in RCRA Permit No. 6213820974, Attachment 8 pending the outcome of the additional background study for arsenic. The Permittee must submit a permit modification request to change the status of any site from corrective action required to corrective action complete.

If you have questions regarding this approval please contact Vicky Baca of my staff at 505-476-6059.

Sincerely,



John Kieling
Chief
Hazardous Waste Bureau

cc: Shannon Duran, NMED HWB
Dave Cobrain, NMED HWB
Christy Esler, USACE



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File: FWDA 2013 & Reading File
HWB-FWDA-12-001