

MICHELLE LUJAN GRISHAM Governor

HOWIE C. MORALES Lt. Governor

## NEW MEXICO ENVIRONMENT DEPARTMENT

## Hazardous Waste Bureau

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JAMES C. KENNEY Cabinet Secretary Designate

## **CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

January 31, 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 PERMITTEE-INITIATED INTERIM MEASURES REPORT PARCEL 6, REVISION 1 FORT WINGATE DEPOT ACTIVITY MCKINLEY COUNTY, NEW MEXICO EPA # NM6213820974 HWB-FWDA-16-011

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 Permittee-Initiated Interim Measures Report Parcel 6, Revision 1 (Report), dated January 11, 2019 and received January 16, 2019.

The Permittee states, "[t]o address the latest NOD for the Parcel 6 PIIM Report, preparation is outside of our contractor's scope of work. The Army requires additional time to obtain the necessary funding and to identify available staffing, whether in-house or through award of a new contract, to complete the document. As a result, the Army is requesting an extension in time under RCRA Permit Section I.M. to submit the Parcel 6 PIIM Report until December 31, 2019."

NMED's November 7, 2018 Disapproval letter only requires revision of the Report; no additional field work is required for submittal of the revision. The Permittee has already had over two months to conduct revisions. Based on these facts, an extension of almost a year to revise the Report seems excessive.



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The Permittee has not provided adequate justification for the extension. Nevertheless, NMED hereby grants a 60-day extension. The Report must be submitted to NMED for review no later than April 1, 2019.

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. 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, Parcel 6