Dear Messrs. Patterson and Smith:

The New Mexico Environment Department (NMED) is in receipt of the Fort Wingate Depot Activity (Permittee) Final Groundwater Supplemental RCRA Facility Investigation Work Plan, Revision 4, Approval with Modifications Army’s Response to Comments letter (Second Response Letter), dated July 9, 2018.

The Permittee was provided with an Approval with Modifications letter (AwM) on April 18, 2018, that approved the Final Groundwater Supplemental RCRA Facility Investigation Work Plan, Revision 4 (Work Plan) with specified modifications. The Permittee’s first Comment Response Letter provided varied, but inadequate, reasons for not performing the modifications required by the AwM and proposed to perform the work originally outlined in Revision 4 of their Work Plan. Based on the Permittee’s dismissal of NMED’s required modifications, NMED revoked its approval of the Work Plan.
In the Second Response Letter, the Permittee concurs with the original modifications and proposes to conduct the work included in NMED’s AwM. Based on the Permittee’s agreement to the required modifications, NMED hereby re-approves the Work Plan.

Per the direction of the AwM, the Permittee must submit a work plan to investigate the presence of the two separate aquifers. The work plan must be submitted for NMED’s review no later than September 28, 2018.

Should you have any questions, please contact Ben Wear of my staff at (505) 476-6041.

Sincerely,

John E. Kieling, Chief
Hazardous Waste Bureau
New Mexico Environment Department

cc: D. Cobrain, NMED HWB
    B. Wear, NMED HWB
    M. Suzuki, NMED HWB
    C. Hendrickson, U.S. EPA Region 6
    L. Rodgers, Navajo Nation
    S. Begay-Platero, Navajo Nation
    M. Harrington, Pueblo of Zuni
    C. Seoutewa, Southwest Region BIA
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    R. White, BIA
    C. Esler, Sundance Consulting, Inc.

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