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Lieutenant Governor

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous Waste Bureau

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BUTCH TONGATE
Cabinet Secretary
J. C. BORREGO
Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

June 20, 2018

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
RCRA FACILITY INVESTIGATION REPORT PARCEL 13
FORT WINGATE DEPOT ACTIVITY
MCKINLEY COUNTY, NEW MEXICO
EPA # NM6213820974
HWB-FWDA-12-007**

Dear Messrs. Patterson and Smith:

The New Mexico Environment Department (NMED) is in receipt of the Fort Wingate Depot Activity (Permittee) letter requesting an extension for the *RCRA Facility Investigation Report Parcel 13* (Report), dated June 11, 2018 and received on June 15, 2018. The Permittee requests additional time to prepare the document.

The *Final RCRA Facility Investigation Work Plan, Parcel 13* was approved by NMED on July 26, 2012. While NMED's approval letter did not include a specific submittal date, the approved schedule in Section 10.1 approximated less than a year for the work to be completed and the Report to be submitted. NMED has no record of any discussion or formal correspondence requesting an extension for the Report.

The Permittee prepared the approved schedule for the submittal of the Report and states that the field work was not completed until after the submittal date in the letter. While the Permittee has provided a list of issues that caused delays on the project, no justification for the lack of an

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appropriately timed extension request was provided. In addition, the Permittee states that, "[t]he request for using median values versus 95% UCL for initial screening was only resolved May 3, 2018." The Permittee failed to include the fact that the request was submitted to NMED on March 14, 2018, almost five years after the required submittal date for the Report. Nevertheless, NMED hereby grants an extension to the original submittal date for the Report of July 26, 2013. The date to submit the Report has been changed to **December 31, 2018**, as requested.

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
L. Rodgers, Navajo Nation
S. Begay-Platero, Navajo Nation
M. Harrington, Pueblo of Zuni
C. Seoutewa, Southwest Region BIA
G. Padilla, Navajo BIA
J. Wilson, BIA
B. Howerton, BIA
R. White, BIA
C. Esler, Sundance Consulting, Inc.

File: FWDA 2018 and Reading, Parcel 13, FWDA-12-006