

New Mexico Health and Environment Department

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MICHAEL J. BURKHART  
Deputy Secretary

RICHARD MITZELFELT  
Director

September 26, 1990

Bill Moore, President  
Rinchem Company, Inc.  
6133 Edith Blvd, NE  
Albuquerque, NM 87107

Dear Mr. Moore:

In response to your letter of September 5 discussing proposed expansion and operational changes at Rinchem, we concur with your interpretation of the New Mexico Hazardous Waste Management Regulations in relation to the construction of a new building for the storage of unused chemical products: Rinchem would not need a permit modification for the construction of this building. As we are sure you understand, a permit modification would be necessary prior to using the new building for any hazardous waste related activities, or for any alterations in permitted hazardous waste activities in the rest of the facility.

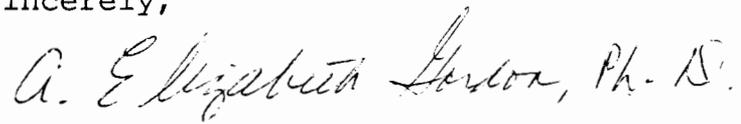
Pumping solvents from drums into tank trucks for shipment off-site is allowable without modification to your hazardous waste storage permit, provided that no doubt exists as to the compatibility of the wastes to be combined, the pumping operation is handled in such a way as to prevent any possible hazardous waste releases, and the manifest system is used correctly.

A few points about manifesting should be emphasized. It is imperative to ensure that all waste manifested to a particular facility is shipped to that facility. Waste manifested to different facilities may not be mixed under any circumstances. If enough drums of waste manifested to the same facility are on hand to justify combining them into a tank truck, they may be shipped under their original manifests **unless** the wastes were of different DOT shipping classifications. If so, a new manifest would have to be prepared for the combined shipment. If waste is manifested to Rinchem as the destination facility, a new manifest must be prepared when it is shipped on, regardless of whether it is shipped in drums or tank trucks. Waste manifested to Rinchem should be kept separate from waste manifested to

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other facilities; in other words, waste handled by Rinchem as a transporter should be kept unmixed with waste handled as a destination storage facility. Please note that combining multiple containers into a tank truck is done, in a regulatory sense, as a transporter of hazardous waste and the tank truck cannot remain on the facility for more than ten days after the first volume of waste is placed in it.

Sincerely,

A handwritten signature in cursive script that reads "A. Elizabeth Gordon, Ph.D.".

A. Elizabeth Gordon, Ph.D.  
Permitting Supervisor  
Hazardous and Radioactive Waste Bureau