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GOVERNOR

State of New Mexico  
**ENVIRONMENT DEPARTMENT**  
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RETURN RECEIPT REQUESTED

May 1, 1995



CAFB  
SWMU # 113

Brigadier General William M. Guth  
Base Commander, 27 FW/CC  
100 South DL Ingram Blvd, Suite 100  
Cannon AFB, NM 88103-5214

XIII

**SUBJECT: Landfill 5 Cell 3 Regulatory Direction.**

Dear General Guth:

On February 2, 1992, the New Mexico Environment Department (NMED) Hazardous and Radioactive Materials Bureau (HRMB) was granted lead for regulatory authority for corrective action at Landfill 5. HRMB has recently reviewed the regulatory status of Cell 3 located inside of Landfill 5 at Cannon Air Force Base (CAFB).

Based on HRMB's review, HRMB realizes a duplication of effort will be encountered with the Hazardous and Solid Waste Amendment (HSWA) RCRA Facility Investigation (RFI) currently being undertaken at this time for Landfill 5, (SWMU # 113) if the Post Closure Plan scenario is pursued at this time. HRMB also realizes because NMED (HRMB) already is the lead agency for Landfill 5 (SWMU# 113) HSWA corrective action activities, that it may be more prudent to pursue oversight of Cell 3 of Landfill 5 and Landfill 5 through a more integrated regulatory scheme. Therefore, HRMB would at this time, consider entertaining from CAFB a proposal to integrate both Cell 3 and Landfill 5 into one regulatory activity under the HSWA permit.

Such a proposal from CAFB should be submitted to (HRMB) within (30) thirty days of receipt of this letter. If CAFB chooses to pursue this proposal, future and existing data gathered at Cell 3 will be reviewed as part of the Landfill 5 RFI process.

General William Guth  
Landfill 5 Cell 3  
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If you have any questions concerning this letter please contact me or Charles Lundstrom of my staff at 827-4308.

Sincerely,

*Barbara Hoditschek*

Barbara Hoditschek, Program Manager  
RCRA Permits  
Hazardous and Radioactive Materials Bureau

cc: Benito J. Garcia, Chief HRMB  
Ron Kern, Prog Mgr HRMB  
David Neleigh, EPA Region 6  
File Red-95  
File Reading