



SUSANA MARTINEZ  
Governor  
JOHN A. SANCHEZ  
Lieutenant Governor

*State of New Mexico*  
**ENVIRONMENT DEPARTMENT**

***Hazardous Waste Bureau***

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BUTCH TONGATE  
Cabinet Secretary  
J. C. BORREGO  
Deputy Secretary

**VIA E-MAIL**

July 13, 2018

Email Address:  
[elgallo843@hotmail.com](mailto:elgallo843@hotmail.com)

Raymundo Maldonado  
Owner  
El Gallo Llantera & Automotive  
843 Isleta Blvd. SW  
Albuquerque, NM 87105

**RE: COMPLIANCE ASSISTANCE VISIT  
EL GALLO LLANTERA & AUTOMOTIVE  
EPA ID# NMD051173027**

Dear Mr. Maldonado:

On June 29, 2018, the New Mexico Environment Department ("NMED") provided El Gallo Llantera & Automotive, located at 843 Isleta Blvd., SW, Albuquerque, NM, a Compliance Assistance Visit to address potential hazardous waste issues and pollution prevention options. El Gallo Llantera & Automotive provides automotive repair and maintenance. Typical waste streams generated in the maintenance shop include used oil, used oil filters, spent antifreeze, and lead-acid batteries. Spent fluorescent lamps are replaced throughout the facility as necessary. The used oil waste is handled by Mesa Oil Environmental and the lead-acid batteries are core exchanged with NAPA.

Based on observations and a review of the information obtained, NMED has determined that your facility is a Conditionally Exempt Small Quantity Generator of hazardous waste as defined in the Notification of Regulated Waste Activity Instructions (Environmental Protection Agency ["EPA"] Form 8700-12).

NMED observed the following condition out of compliance:

1. Failure to label a container, storing used oil, with the words "Used Oil" or other wording to identify the contents. One 500-gallon used oil tank, behind the maintenance shop, was found to be unlabeled. This regulatory requirement can be found in the New Mexico Administrative Code ("NMAC") 20.4.1.1002, which references 40 Code of Federal Regulations ("CFR") § 279.22(c)(1) and 20.4.1.1003.A NMAC.

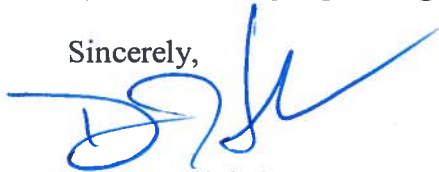
**Corrective Action:** Keep all used oil storage containers labeled with the words "Used Oil" or other wording to identify the contents. **This condition was corrected at the time of the inspection.**

Please note: NMED has not yet adopted the new generator rules promulgated by EPA on May 30, 2017. Currently, 20.4.1 NMAC incorporates by reference the 2008 version of the CFR, which is reflected in the citation included above.

NMED appreciates your efforts to adhere to the State's Hazardous Waste Management Regulations (20.4.1 NMAC), which can be found on the Hazardous Waste Bureau website at [www.env.nm.gov/HWB/stareg.html](http://www.env.nm.gov/HWB/stareg.html). Federal regulations may be found by using the federal government's Electronic CFR at [www.ecfr.gov](http://www.ecfr.gov) and searching Title 40 and the specific Part number, e.g., Part 279, for Used Oil.

No further action is required at this time; however, this letter does not relieve El Gallo Llantera & Automotive of its obligation to comply with any other applicable laws and regulations. If you have any questions regarding this letter or NMED's visit, please contact me at 505-222-9542 or by email at [doug.hopinkah@state.nm.us](mailto:doug.hopinkah@state.nm.us).

Sincerely,



Doug Hopinkah  
Environmental Scientist/Specialist  
Compliance & Technical Assistance Program

cc: Janine Kraemer, NMED HWB  
Frank Rodarte, NMED HWB  
John Rhoderick, NMED District 1 Manager

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