

INSPECTION DOCUMENTATION FILE CHECKLIST

Facility: Bandelier National Monument

Facility Library File #: 1480

Lead Inspector: Robert Atencio

Inspection Type CEI & Date 6/29/2005

Documentation Type	Comments	Completion Date	Final In File
Inspection Report Forms	completed on 6/29/05	6/30/05	6/30/05
Photo Sheets	Submitted 7/13/05 - Good clear photos of violations & good documentation	7/13/05	7/13/05
Violation / Field Worksheets	N/A	-	-
Checklists Completed	N/A	-	-
Supporting Documentation	Fluorescent Lamp violations, management Handling, storage, training of employees was completed 6/30/05	7/13/05	7/13/05
Response Documentation	Same as above ↑	-	-
Misc. Correspondence / Other	-	-	-
Field Notes	-	-	-
Complaint Form	-	-	-
TA In-Compliance Letter	-	-	-
CEI In-Compliance Letter	-	-	-
NOV Letter	-	-	-
RTC Letter	-	-	-
NOV / RTC Letter	letter was sent 10/20/05	10/20/05	10/20/05
Compliance Order	-	-	-
Stipulated Final Order	-	-	-

Completeness Review:

Reviewer:

Lucia Macias

Date:

12/15/05

Library Submittal:

Filed by:

Priscilla Salazar

Date:

12/17/05

INSPECTION FILE FOLDER ORGANIZATION INSTRUCTIONS

Final File should be in descending chronological order

Left Side	Right Side
<ol style="list-style-type: none">1. 8700-122. Notifier Change Form3. Annual Fee Report4. Biennial Report	<ol style="list-style-type: none">1. Inspection Documentation File Checklist2. In-Compliance letter3. Response to the NOV4. NOV5. Inspection Report6. Supporting Documentation (Photo's, Field Worksheets, Checklists, Misc. items such as MSDS sheets, manifests, etc)

If it goes to a Compliance Order, develop C.O. binder per management guidance. Upon final resolution, place all C.O. related documentation on top in chronological order



BILL RICHARDSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Telephone (505) 428-2500
Fax (505) 428-2567
www.nmenv.state.nm.us



RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

CERTIFIED MAIL
RETURN RECEIPT REQUIRED

October 25, 2005

Larry Wilson
Maintenance Mechanic Supervisor
Bandelier National Monument
HCR 1 Box 1 Suite 15
Los Alamos, NM 87544

SUBJECT: NOTICE OF VIOLATION AND RESOLUTION
BANDELIER NATIONAL MONUMENT, EPA ID# NM1141799923

Dear Mr. Wilson:

On June 29, 2005, the New Mexico Environment Department (NMED) conducted a hazardous waste Compliance Evaluation Inspection at Bandelier National Monument (Bandelier), located approximately 8 miles west of White Rock. Based on that inspection and review of the information obtained, the NMED has determined that your facility is a Conditionally Exempt Small Quantity Generator as defined in the Notification of Regulated Waste Activity Instructions (EPA Form 8700-12) and has violated the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC) as specified below.

The NMED observed the following violations:

1. Bandelier failed to manage universal waste lamps in a way that prevents releases of any universal waste or component of a universal waste to the environment. Specifically, sixty-nine spent fluorescent bulbs were not placed in structurally sound containers that were adequate to prevent breakage. These lamps were located in two different accumulation areas 1) powerhouse high voltage building; 2) electrical storage shed. This is a violation of 20.4.1.1000 NMAC, incorporating 40 CFR 273.13(d)(1).

Larry Wilson
October 25, 2005
Page 2

2. Bandelier failed to mark or label spent fluorescent bulbs in the accumulation areas with the words: "Universal Waste lamps," or "Waste lamps," or "Used Lamps." This is a violation of 20.4.1.1000 NMAC, incorporating 40 CFR 273.14(e).
3. Bandelier failed to demonstrate how long universal waste lamps had been accumulating. Bandelier did not have accumulation start dates on universal waste lamps or an inventory system on-site that identifies the date each universal waste lamp was received at the accumulation areas. This is a violation of 20.4.1.1000 NMAC, incorporating 40 CFR 273.15(c).
4. Bandelier failed to inform all employees who handled or have responsibility for managing universal waste of proper handling and emergency procedures. This is a violation of 20.4.1.1000 NMAC, incorporating 40 CFR 273.16.

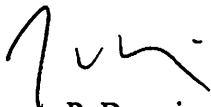
In accordance with 74-4-10 NMSA 1978, the NMED may: (1) issue a Compliance Order requiring compliance immediately or within a specified time period, or assess a civil penalty for any past or current violations of up to \$10,000 per day of non-compliance with each violation, or both; or (2) commence a civil action in District Court for appropriate relief, including a temporary or permanent injunction. Any such order may include a suspension or revocation of any permit issued by the NMED.

The NMED has reviewed your response dated July 11, 2005 to the inspection. Based on that review, and actions taken at the time of the inspection, the NMED has determined that the violations cited in this Notice of Violation have already been adequately addressed and no further action is required.

Any action taken in response to this letter does not relieve Bandelier of its obligation to comply with any other applicable laws and regulations.

If you have any questions regarding this letter, please contact Robert Atencio of my staff at (505) 428-2523. Please address your written response to the attention of Mr. Atencio at the address in the letterhead.

Sincerely,



James P. Bearzi
Chief
Hazardous Waste Bureau

Larry Wilson
October 25, 2005
Page 3

JPB:ra

cc: Art Vollmer, Manager, Compliance & Technical Assistance Program
Anna Maestas, Environmental Supervisor
Robert Atencio, Environmental Specialist
Thomas Skibitski, General Manager, District I

file: Library #1480
hwbsoc05/enforcement/Atencio