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**NEW MEXICO  
ENVIRONMENT DEPARTMENT**

**Hazardous Waste Bureau**  
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*James C. Kenney*  
Cabinet Secretary

*Jennifer J. Pruett*  
Deputy Secretary

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

Andy Hume, C.M.  
Airport Administrator  
Las Cruces International Airport  
P.O. Box 20000  
Las Cruces, NM 88004

**RE: NOTICE OF VIOLATION AND RESOLUTION  
LAS CRUCES INTERNATIONAL AIRPORT  
EPA ID# NMD986682151**

Dear Mr. Hume:

On January 28, 2020, the New Mexico Environment Department (“NMED”) conducted a hazardous waste compliance evaluation inspection (“Inspection”) at Las Cruces International Airport (“LCIA”), located at 8990 Zia Blvd., Las Cruces, New Mexico (“Facility”). LCIA is an international airport that leases to general, military and federal aviation entities. Currently, LCIA leases out space to two tenants. Waste generated included used oil by a lessee on the property. This Inspection was in response to a complaint alleging used oil releases.

Based on observations and review of the information obtained, NMED has determined that LCIA is a non-generator of hazardous waste as defined in 40 Code of Federal Regulations (“CFR”) 262.13; however, they are a generator of used oil as defined in 40 CFR 279. Furthermore, NMED has determined that LCIA has violated the New Mexico Hazardous Waste Management Regulations (HWMR) 20.4.1 New Mexico Administrative Code (“NMAC”) as specified below.

NMED Inspectors observed the following violations:

1. Failure to immediately respond to releases of used oil, which is a violation of 20.4.1.1002 NMAC, incorporating 40 CFR 279.22(d). Specifically, NMED inspectors observed used oil stains on a concrete containment area and a release of used oil from a crack in the containment on the northeast corner of the structure. The used oil


storage area was located west of Southwest Aviations's hangars on the southeast side of the airport.

NMED has determined that the violations were adequately addressed from a response dated March 20, 2020; therefore, no further action is required.

This Notice of Violation is considered an informal enforcement response in accordance with NMED's Enforcement Response Protocol. Please be aware that failure to address the above violations and any future substantial deviations from regulatory requirements may result in LCIA being considered for an elevated enforcement action. Also, be aware that any corrective action taken during our Inspection, or in response to this letter, does not relieve LCIA of its obligation to comply with any and all other applicable laws and regulations.

If you have any questions regarding this letter, please contact Don Meyer of my staff at 505-476-6021 or by email at [don.meyer@state.nm.us](mailto:don.meyer@state.nm.us).

Sincerely,



Kevin Pierard  
Chief  
Hazardous Waste Bureau

KP:dm

cc: Don Meyer, NMED HWB  
Janine Kraemer, NMED HWB  
Michael Kesler, NMED District III Manager

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