



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

August 13, 2003

David Whiting
Owner
Whiting's Cleaners
4710 Tramway Blvd., NE
Albuquerque, NM 87111

**SUBJECT: COMPLIANCE EVALUATION INSPECTION REPORT
WHITING'S CLEANERS, EPA ID #NMR000003301**

Dear Mr. Whiting:

On August 6, 2003, the New Mexico Environment Department (NMED) conducted a hazardous waste Compliance Evaluation Inspection at Whiting's Cleaners, located at 4700 Tramway NE in Albuquerque. Based on that inspection and review of the information obtained, NMED observed no violations of the New Mexico Hazardous Waste Management Regulations. Further, NMED has determined that the facility is a Conditionally Exempt Small Quantity Generator.

No further action is required by Whiting's Cleaners. However, this letter does not relieve Whiting's Cleaners of its obligation to comply with any other applicable laws and regulations.

If you have any questions regarding this letter, please contact Art Vollmer of my staff at (505) 428-2506. Please address any written response to the attention of Mr. Vollmer at the address on the letterhead.

Sincerely,

Sandra Y. Martin
Acting Chief
Hazardous Waste Bureau

SYM:atv

David Whiting
August 13, 2003
Page 2 of 2

cc: Barry Birch, Acting Manager, C&TA Program
Anna Maestas, Environmental Supervisor
Art Vollmer, Environmental Specialist
Tom Skibitski, General Manager, District I Office

file: **Library File 2494**
hwbsoc05/enforcement/vollmer



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Inspection Report

Facility: Whiting's Cleaners Location: 4710 Tramway NE
EPA ID #: NMRA000003301 Mailing Address: Albuquerque NM 87111
Ownership: Dave Whiting
Authorized Agent: _____ Facility Contact: Dave Whiting
Formerly's Dave's Cleaners

Time of Entry 12:20 Date 8-6-03 Access: Granted / Denied _____
Facility Representative Dave Whiting Title owner
Reason(s) for Denial of Access (if applicable) _____

Facility Representative Signature

Inspector Signature

Entry Conference:

Present Credentials to Facility Representative ✓
Cite Statutory Authority to Enter Site (NMSA § 74-4-4.3) ✓
Cite Statutory Authority to Conduct Inspection, Obtain Samples and Take
Photographs (NMSA § 74-4-4.3) ✓
Specify Reasons for, and Nature of the Inspection ✓
Specify Objectives and Procedures for Inspection ✓
Schedule Exit Conference ✓

Participants:

Name	Signature	Title	Phone #
<u>Art Vollmer</u>	<u>[Signature]</u>	<u>Inspector</u>	<u>428-2506</u>
<u>Robert Atencio</u>	<u>[Signature]</u>	<u>RCRA Inspector</u>	<u>428-2523</u>
<u>Dave Whiting</u>	<u>[Signature]</u>	<u>owner</u>	<u>298-3371</u>

This Compliance Evaluation Inspection (CEI)
was conducted based on:

EPA ID NM/R000003301
Facility Name Whiting's
Date 8-6-03

FY: 04 Grant Requirements

Follow up to Previous CEI _____

Citizen Complaint _____

Facility was Last Inspected on: _____

Observation by Inspector _____

Checklists Completed: CESQG, SQG, <90 Day, Transporter, LDR, Tanks, and Containers.

History, Size, and Nature of Business: Dry cleaners since ~1990
3000-3500 sq ft, 9 employees
dry to dry with tetrachloroethane, perchloroethylene

Waste Streams Generated:

Waste Code	Description of Process	Location
F002, D039 D007, D040	dry to dry cleaner using tetrachloroethylene trichloroethylene petroleum naphtha waste in filters contaminated with solvent; also residues from solvent distillation	SE corner of shop waste stored in back room

EPA ID 111R00000 3301
Facility Name Whitings
Date 8-6-03

The Following Potential Violations Were Noted:

Potential Violation	Specifics: (location, quantities, documents, photos, etc.)	Regulatory Citation
<i>None</i>		

Exit Conference:

EPA ID NMRO00003301

Time of Exit: 2:00pm

Facility Name Whitings

Date 8-6-03

Discussion/Explanation of Potential Violations

none

Explain Review Process by NMED/HWB Management

✓

NMED Anticipated Timetable for Notice of Violation Letter

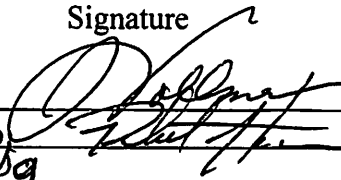
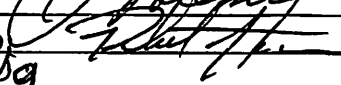
✓

Explain Enforcement Policy and Procedures (incl. pos. penalties)

✓

Explain Availability of On Site Technical Assistance

Participants:

Name	Signature	Title	Phone #
Art Vollmer		Inspector	505 428 2506
ROBERT ATENCIO		RCA Inspector	505 428-2503
DAVID WHITING			

✓ I have been advised that at the time of inspection, no potential violations of 20 NMAC 4.1 were identified. I also understand that I remain obligated to comply with all applicable laws and regulations.

I have been advised of the potential violations identified during the inspection. I understand that in accordance with §74-4-10 NMSA 1978 (Repl. Pamp. 2000), NMED may: (1) issue a notice of violation requesting voluntary compliance within a specified time period; (2) issue a compliance order requiring compliance immediately or within a specified time period or assessing a civil penalty for any past or current violations of up to \$10,000 per day of noncompliance with each violation or both; or (3) commence a civil action in district court for appropriate relief, including a temporary or permanent injunction. Any such order issued may include a suspension or revocation of any permit issued by NMED.


Facility Representative

RCRA COMPLIANCE EVALUATION INSPECTION CHECKLIST CESQG CHECKLIST

Section A – EPA Identification Number

- N/A Yes No 1. Does Generator have EPA ID No.?
If yes, EPA ID No. NM R00000 3301
- N/A Yes No 2. Has the generator offered its
hazardous waste to a facility that has
received an EPA ID number?
Explain where waste is managed.
Safety-Kleen

Section B – Hazardous Waste Determination

- Yes No 1. Has the generator completed a hazardous waste
determination for each solid waste generated?
- Yes No 2. Does generator generate hazardous waste (s) listed
in Subpart D? (§261.30 – 261.33)
- a. If yes, list wastes and quantities on
attachment (Include EPA Waste code and
description). ~~D039, D040, D047~~, F002
- Yes No 3. Does generator generate solid waste (s) that exhibit
hazardous characteristics? (§ 261.20 – 261.24)
- a. If yes, list waste (s) on attachment (include
EPA Waste code and description).
D039, D040, D047
- b. Does generator determine characteristics by
testing or by knowledge of process?
 KOP Testing Both
- N/A Yes No c. If determined by testing, did they use
Part 261, Subpart C methods (or
equivalent).
- N/A Yes No d. Are equivalent test methods used?
(Attach copy of equivalent test
method used.)

CESQG CHECKLIST

Page 2

Yes

No

4. Are there any other solid wastes deemed non-hazardous generated? (e.g., process streams, collected matter from air pollution control equipment, water treatment sludge, etc.)

a. If yes, did generator determine non-hazardous characteristics by testing or knowledge of process?

KOP Testing Both

N/A

Yes

No

b. If determined by testing, did generator use Part 261, Subpart C test methods (or equivalent)?

N/A

Yes

No

c. Are equivalent test methods used (attach copy of equivalent test methods used)?

d. List wastes and quantities deemed non-hazardous or processes from which non-hazardous wastes were produced (use narrative attachment sheet if needed).

Yes

No

5. Are any wastes recycled, reused or reclaimed on site? *dry cleaning solvent distilled + reused*

Yes

No

6. Are any wastes shipped off-site for reclamation? If yes, use narrative to describe the type and quantity of the waste and its destination. Also give a description of the storage prior to shipment.

Stored in plastic drums in back room

N/A

Yes

No

7. If facility is a CESQG, has it exceeded 1000 kgs of storage? If yes, complete SQG Checklist.

SIGN HERE IF A FACILITY QUALIFIES AS A CESQG.

INSPECTOR'S SIGNATURE

[Handwritten Signature]