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GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
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JUDITH M. ESPINOSA
SECRETARY

RON CURRY
DEPUTY SECRETARY

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

June 13, 1994

Ms. Sheri L. Bone
Acting Director of the Environment
U.S. Army Air Defense Artillery Center and Fort Bliss
Fort Bliss, Texas 79916-0058

RE: AIR MODELING, AN EPA PRE-PERMIT ISSUANCE REQUIREMENT

Dear Ms. Bone:

This letter is written to officially inform you that the U.S. Army Air Defense Artillery Center and Fort Bliss is required to conduct air modeling at the OB/OD unit where waste munitions will undergo treatment. The EPA stated this requirement in a comment on another draft Permit prepared by this office for OB/OD operations. This comment was sent to the Hazardous and Radioactive Materials Bureau (HRMB) of the New Mexico Environment Department (NMED). The comment reads "Air modeling is a requirement of all open burning/open detonation permits."

NMED feels that informing you about this requirement should give you enough time to supply the air modeling information by the end of the 45-day public notice period. It is anticipated that the 45-day public comment period for your draft Permit will begin in June, 1994. You are therefore required to conduct the air modeling and submit the results to the NMED before final determination on permit issuance is made by the Secretary, NMED.

Further, the New Mexico Hazardous Waste Management Regulations (HWMR-7), Part III, 40 CFR §262.34(b), require a permit for storage of hazardous waste munitions which are stored for more than 90 days. The Part B permit application you submitted for the OB/OD operations does not clearly indicate how long storage of such munitions is conducted prior to being taken to the OB/OD treatment unit for destruction.

Please submit information which clearly demonstrates whether or not the waste munitions are subject to storage permit requirements prior to being moved to the OB/OD treatment unit.

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If you have any questions regarding this matter you may contact
Mr. Cornelius Amindyas of my staff at (505) 827-4308.

Sincerely,

Barbara Hoditschek

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

cc: Benito Garcia, Chief, HRMB