



GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
2044 Galisteo
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Santa Fe, New Mexico 87502
(505) 827-1557
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MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

November 21, 1995

Dr. James R. Hartman
Director of Environment
Directorate of the Environment
U.S. Army Air Defense Artillery Center and Fort Bliss
ATTN: ATZC-DOE
Fort Bliss, Texas 79916-0058

**RE: Class 3 Permit Modification for the U.S. Army Air Defense
Artillery Center, Fort Bliss
EPA ID No. NM4213720101-01**

Dear Dr. Hartman:

The New Mexico Environment Department (NMED) Hazardous and Radioactive Materials Bureau (HRMB) received your request for Permit Modification to the U.S. Army Air Defense Artillery Center, Fort Bliss's (USAADACENFB) Open Detonation treatment unit that was permitted on June 8, 1995. You indicated in your letter of October 4, 1995, and in the revised Part A Permit Application that you wish to increase the amount of waste treated annually from the current 1373 pounds to 10,000 pounds per year, net explosive weight. You explained in your letter that the need for an increase in the amount of ordnance to be detonated followed much discussion with your Safety Office, Ammunition Surveillance Office, and the 41st EOD officer. In addition, in a telephone conversation between Sheri Bone of USAADACENFB and Cornelius Amindyas of HRMB (November 16, 1995), we understood that the initial amount of 1373 pounds per year was erroneously given in the original Part A Permit application from which the current operational permit was developed.

NMED has determined that the requested variation in quantities of waste to be open detonated from the current 1373 pounds per annum to 10,000 pounds per year, with a greater than 25% increase in treatment capacity, is a Class 3 Modification in accordance with New Mexico Hazardous Waste Management Regulations 20 NMAC 4.1, Subpart IX, 40 CFR 270.42, Appendix I.

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The New Mexico Hazardous Waste Fee Regulations (HWFR-1) require the assessment of permit fees for permit modifications. Permit modifications classified as Major by the Hazardous Waste Management Regulations require extensive staff time and administrative effort to review the impact of the modification on the permit (HWFR-1, Section 206 § B.2.). The subject Class 3 Modification to amend the Hazardous Waste Permit number NM4213720101-01 is subject to a fee of \$19,000.

Please indicate on the remittance the following information:

Activity 50, Rev. Code 339-2319


Please send payment by check made out to **NMED Hazardous Waste Permit Fees**, and send by **Certified Mail** to:

Ms. Chika Ezeanyim
New Mexico Environment Department
Hazardous and Radioactive Materials Bureau
2044 Galisteo Street
P.O. Box 26110
Santa Fe, New Mexico 87502

This fee must be paid within thirty (30) calendar days of your receipt of this letter. Failure to pay the fee within this period will result in USAADACENFB's permit modification denial. This modification will be processed after receipt of the fees.

Thank you for your continued cooperation in our permitting process. If you have any questions, please contact me or Cornelius Amindyas of my staff at (505) 827-1561.

Sincerely,


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

Enclosure (HWFR-1)

cc: Benito Garcia, Chief, HRMB
David Neleigh, US EPA, Region VI (6PD-N)
Lilia Lenhart, USAADACENFB
Steve Pullen, HRMB
Files: Red 95 and Reading File, 95.

PERMIT FEE WORKSHEET

FACILITY NAME: *U.S. Army Air Defense Artillery Center, Fort Bliss*

PA ID NUMBER: **NM4213720101-01**

PERMITTED ACTIVITY **OPEN DETONATION OF WASTE MUNITIONS**

GROUND WATER MONITORING? YES NO **x**

ESCAPED CONSTITUENTS? YES NO **x**

PUBLIC PARTICIPATION? YES **x** NO

	FEE CALCULATION	REMARKS
BASIC PERMIT	\$ 10,000	<i>Class 3 Permit Modification</i>
OPERATING UNIT 1	\$5,000	<i>Unit Fees</i>
OPERATING UNIT 2	\$	
OPERATING UNIT 3	\$	
OPERATING UNIT 4	\$	
OPERATING UNIT 5	\$	
OPERATING UNIT 6	\$	
POST-CLOSURE CARE 1	\$	
POST-CLOSURE CARE 1	\$	
POST-CLOSURE CARE 1	\$	
SUBTOTAL	\$	
PUBLIC PARTICIPATION	\$4,000	<i>Public Participation Fees</i>
TOTAL	\$19,000	