

GEAPP 2002



GARY E. JOHNSON  
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**



JOHN R. D'ANTONIO JR.  
SECRETARY

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

September 23, 2002

Mr. Gary G. Miller  
Technical Section (6EN-HX)  
Hazardous Waste Enforcement Branch  
U.S. EPA Compliance Assurance & Enforcement Division  
1445 Ross Avenue  
Dallas, TX 75202-2733

**RE: REVISED CLOSURE PLAN, FINAL CORRECTIVE MEASURE STUDY  
REPORT, AND PRELIMINARY CORRECTIVE MEASURE  
IMPLEMENTATION WORKPLAN  
FORMER APPARATUS SERVICE CENTER  
GENERAL ELECTRIC POWER SYSTEMS NMD047140256  
HWB-GE-02-001**

Dear Mr. Miller:

The New Mexico Environment Department (NMED) has reviewed the Revised Closure Plan and Final Corrective Measures Study (CMS) Report for the General Electric Power Systems (GEPS) Apparatus Service Shop located on 4420 McLeod Road, Albuquerque, New Mexico, dated August 15, 2002. NMED has determined that previous comments to the draft CMS Report that were submitted by NMED on May 10, 2002, have been addressed in a satisfactory manner. NMED hereby conditionally approves the subject report as meeting the requirements of the Resource Conservation and Recovery Act (RCRA) Closure Plan, CMS Report, and Corrective Measure Implementation Work Plan, as described in the Consent Decree (Civil Action Number 87-1073-jb) issued by the U.S. Environmental Protection Agency (EPA). NMED also has determined that the subject document satisfies the requirements for the RCRA Closure Plan as given in 20.4.1.600 NMAC incorporating 40 CFR 265.112(a) and (b). However, NMED's approval is contingent upon satisfaction of the following conditions:

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1. NMED's approval applies only to RCRA constituents and does not apply to the management or remediation of polychlorinated biphenyls (PCBs) at the site. Therefore, NMED's approval of the planned corrective measure activities under RCRA is contingent upon EPA providing Toxic Substances Control Act (TSCA) approval.
2. Completion of the corrective measure activities is required to satisfy conditions of the Consent Decree and comply with 20.4.1.600 NMAC incorporating 40 CFR Part 265. To obtain a RCRA clean closure for this site, GEPS must submit a clean closure equivalency demonstration meeting the requirements of 20.4.1.900 NMAC incorporating 40 CFR 270.1(c)(5) and (c)(6).
3. If verification soil sample results collected at the bottom of the dry well excavations indicate that there is significantly more RCRA-constituent contamination than the low part-per-billion concentrations measured previously during past investigations, NMED may require groundwater sampling or additional remedial actions. Therefore, the four groundwater monitoring wells shall not be abandoned until it is confirmed by NMED that no threat to groundwater exists.
4. 20.4.1.600 NMAC incorporating 40 CFR 265.112(b)(6) requires that the closure plan include a schedule that will allow tracking of closure progress. Within 30 days of the receipt of this letter, GEPS shall provide NMED and EPA with a corrective measure implementation schedule that contains all remedial activities proposed in the CMS Report, submittal of the Corrective Measure Implementation Report, submittal of closure certification, and all other primary activities leading to final closure.
5. Within 30 days of the receipt of the EPA/NMED letter of conditional approval, NMED requires that GEPS submit page changes (both strike-out and final page changes) to the subject document that appropriately reflects the required conditions.

Please incorporate these conditions in the final approval letter for the subject document. If you have questions, please call Richard Kilbury at (505) 846-0053.

Sincerely,



John E. Kieling  
Manager  
Permits Management Program

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JEK:rkk

cc: J. Bearzi, NMED HWB  
R. Kilbury, NMED HWB  
W. Moats, NMED HWB  
Laurie King, EPA Region 6

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