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GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
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RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

March 22, 2005

Ms. Debbie Hartell
Chief
Environmental Flight
49 CES/CEV
550 Tabosa Ave.
Holloman AFB, NM 88330-8458

**RE: APPROVAL AND FEE ASSESSMENT OF VOLUNTARY CORRECTIVE MEASURES WORK PLAN FOR T-38 TEST CELL FUEL SPILL SITE HOLLOWAN AIR FORCE BASE
EPA ID# NM6572124422
HWB-HAFB-04-001**

Dear Ms. Hartell:

The New Mexico Environment Department (NMED) has received and reviewed Holloman Air Force Base's "Revised Work Plan for Voluntary Corrective Measures T-38 Test Cell Fuel Spill Site" dated February 2005. The revised work plan was provided in response to NMED's January 2005 request for supplemental information. NMED approves the Work Plan with the following change that HAFB must address to ensure that excavation activities at the site have removed all contaminated soils and the contaminants from the subject site.

- In addition to taking samples from the excavation sidewalls HAFB must collect confirmatory soil samples at or immediately below the estimated bottom of the excavation.
- Mention should be made that upon completion of the remediation work the final report on the site cleanup will be sent to NMED for review and determination on whether the site appears appropriate for no further action.

Ms. Debbie Hartell
March 22, 2005
Page 2 of 2

The New Mexico Hazardous Waste Management Fee Regulations 20.4.2 NMAC require assessment of fees prior to NMED's review of each document submitted by a facility conducting corrective action. NMED reviewed the T-38 Test Cell work plan before sending the invoice because in your letter dated February 28, 2005, HAFB had requested that the document review be expedited to help maintain your field schedule in place, and to avoid the adverse effects on your labor and equipment arrangements. Therefore, an invoice will be sent to you under separate cover.

Payment is due within sixty (60) calendar days from the date that you receive the invoice. Should you need to request an extension of the sixty-day period, a request must be received by NMED a minimum of fourteen (14) calendar days before the end of the sixty-day period. Should you disagree with the assessed fee, you may file an Administrative Appeal under provisions of 20.4.2.302.1 NMAC.

If the fees are transmitted electronically, you must submit a letter to Bryon Pippin of NMED's Hazardous Waste Bureau at the above address, indicating the invoice number, payment amount, date of payment and the assessed activity.

If you have any questions, please contact me at (505) 284-8617 or (505) 428-2500.

Sincerely,



Cornelius Amindyas
Holloman AFB Project leader
Permits Management Program
Hazardous Waste Bureau

cc: James Bearzi, NMED HWB
John Kieling, NMED HWB
Will Moats, NMED HWB
James Harris, EPA-Region 6
Dan Holmquist, HAFB
File: Reading and HAFB-HSWA