

KAFB 91

KAFB NJ 1991
130/91 H&Z

ENTERED



BRUCE KING
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Harold Runnels Building
1190 St. Francis Drive, P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-2850

JUDITH M. ESPINOSA
SECRETARY

RON CURRY
DEPUTY SECRETARY

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
P 757 743 344

RE: NM9570024423
Use of Building 1024

October 30, 1991

Thomas A. Norris, Colonel, USAF
Director
Environmental Management Division
Headquarters 1606th Air Base Wing (MAC)
Kirtland Air Force Base, NM 87117-5000

Dear Colonel Norris:

This is to confirm the phone conversations on October 9th and 25th between Mr. Walter Darr, Kirtland Air Force Base (KAFB), and Dr. A. Elizabeth Gordon, New Mexico Environment Department (NMED), in which KAFB indicated that it was going to begin using Building 1024 to store hazardous waste.

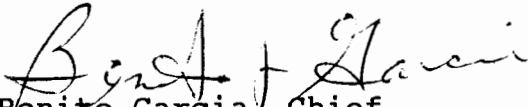
The conditions surrounding this request are as follows. As indicated in the letter of December 4, 1990, NMED had reviewed the as-built plans and inspected the new building as required by the operating hazardous waste permit (NM9570024423-1) (Module paragraphs I.E.12.a. and I.I.1.). Subsequent to that review and inspection, NMED granted KAFB permission to use the new building for the storage of hazardous waste. The operating permit was appealed on August 22, 1990. The decision not to use the building during the pendency of the appeal was entirely KAFB's as indicated in the motion for stay of permit filed with the Court of Appeals of New Mexico on January 2, 1991. The NMED has already granted permission to use the building and has no opinion as to whether or not KAFB should notify the New Mexico Court of Appeals that it is using Building 1024. KAFB is reminded that the permit has not been stayed (request for reconsideration was denied January 28, 1991) and that it must abide by all conditions in the permit.

KAFB1178

Colonel Norris
October 30, 1991
page 2

If you have any questions regarding this matter, please contact
Dr. A. Elizabeth Gordon at (505) 827-4300.

Yours truly,

A handwritten signature in cursive script that reads "Benito Garcia". The signature is written in dark ink and is positioned above the printed name.

Benito Garcia, Chief
Hazardous and Radioactive Materials Bureau

cc: Walter Darr, KAFB, Environmental Management
Tracy Hughes, NMED, Office of General Counsel