



BILL RICHARDSON
Governor

DIANE DENISH
Lieutenant Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**

Hazardous Waste Bureau

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RON CURRY
Secretary

SARAH COTTRELL
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

May 7, 2010

Colonel Robert L. Maness
Base Commander
377 ABW/CC
2000 Wyoming Blvd. SE
Kirtland AFB, NM 87117-5606

Mr. John Pike
Director, Environmental Management Section
377 MSG/CEANR
2050 Wyoming Blvd., Suite 116
Kirtland AFB, NM 87117-5270

**RE: REQUEST FOR EXTENSION OF TIME
SOLID WASTE MANAGEMENT UNITS ST-106 AND SS-111
BULK FUELS FACILITY SPILL
KIRTLAND AIR FORCE BASE
EPA ID# NM9570024423, HWB-KAFB-10-004**

Dear Colonel Maness and Mr. Pike:

The New Mexico Environment Department (NMED) has received Colonel Maness' letter of May 3, 2010, requesting a 45-day extension of time regarding the submittal due dates for the Vadose Zone Investigation, Interim Measures, and Groundwater Investigation Plans that were required in NMED's letter of April 2, 2010, for the Bulk Fuels Facility Spill (Solid Waste Management Units ST-106 and SS-111). The due date for the Vadose Zone Investigation and Interim Measures Plans was set forth in the April 2nd letter as June 7, 2010; the due date for the Groundwater Investigation Plan was specified as July 7, 2010. Kirtland Air Force Base (Permittee) indicated in the May 3 letter that the extension request was needed to facilitate a thorough review of the implications of NMED's April 2, 2010, letter.

NMED hereby denies the requested extension, as the Permittee has failed to show good cause. As was stated in the aforementioned NMED April 2 letter, urgent action needs to be taken to address this threat to Albuquerque's drinking-water supply.

Nevertheless, in the interest of comity, NMED grants an extension of no more than 15 calendar days for submittal of the Vadose Zone Investigation and Interim Measures Plans only. NMED

KAFB3397



Col. Maness and Mr. Pike
May 7, 2010
Page 2

expects that the Permittee will use this additional time to ensure that the required submittals meet the specifications outlined in NMED's April 2 letter. The new due date for the Vadose Zone Investigation and Interim Measures Plan is **June 22, 2010**.

The Permittee is reminded to respond directly to my attention, with copy to Mr. Bill Olson of the NMED/GWQB, and Mr. William Moats (NMED/HWB, 5500 San Antonio NE, Albuquerque, NM 87109), on all correspondence and required plans and reports related to the Bulk Fuels Facility Spill, unless otherwise directed by NMED. All submittals and correspondence must be submitted in hardcopy and electronic format.

If you have any questions, you may contact me directly at (505) 476-6016.

Sincerely,



James P. Bearzi
Chief
Hazardous Waste Bureau

cc: R. Curry, NMED Secretary
S. Cottrell, NMED Deputy Secretary
M. Leavitt, Director, NMED WWMD
J. Kieling, NMED HWB
W. Moats, NMED HWB
B. McDonald, NMED HWB
S. Brandwein, NMED HWB
B. Olson, Chief, NMED GWQB
A. Puglisi, NMED GWQB
B. Swanson, NMED GWQB
L. Barnhart, NMED OGC
B. Gallegos, AEHD
B. Gastian, ABCWUA
L. King, EPA-Region 6

File: Reading and KAFB 2010