



Michelle Lujan Grisham
Governor

Howie C. Morales
Lt. Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT



ENTERED



James C. Kenney
Cabinet Secretary

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Hazardous Waste Bureau

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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

October 8, 2020

Colonel David S. Miller
Base Commander
377 ABW/CC
2000 Wyoming Blvd. SE
Kirtland Air Force Base, New Mexico 87117

Lt. Colonel Wayne J. Acosta
Civil Engineer Office
377 Civil Engineer Division
2050 Wyoming Blvd. SE, Suite 116
Kirtland Air Force Base, New Mexico 87118

RE: 2020 ANNUAL FEE
KIRTLAND AIR FORCE BASE
EPA ID #NM9570024423

Dear Colonel Miller and Lt. Colonel Acosta:

The New Mexico Environment Department (NMED) has established the 2020 Annual Fee for your facility pursuant to the Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2 NMAC. In accordance with 20.4.2.201.A NMAC, the enclosed Tables were developed from the facility permit, Part A application, or enforceable document. The tables are formatted accordingly: 1) Table A – Hazardous Waste Management Activities; 2) Table B - Corrective Action; and 3) Table C - Summary of Units.

Enclosed is the invoice for your 2020 annual fees. Under the provisions of 20.4.2.301.C NMAC “[p]ayment shall be due within sixty (60) days of receipt of the invoice unless the facility submits to NMED a written request seven (7) days prior to the end of the sixty (60) day period and receives written approval to extend the time for payment before the date payment is due.” Under the provisions of 20.4.2.302.A NMAC, “any owner or operator seeking to appeal an invoice for fees under this part must first notify the NMED in writing of the intent to appeal the invoice within thirty (30) calendar days of receipt of the invoice. The notice shall set forth the specific matters in dispute, the basis for the dispute, and any matters considered necessary for NMED’s consideration. The parties shall have thirty (30) calendar days from NMED’s receipt of notification to meet or confer with NMED to attempt to resolve the matters in the dispute. The

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secretary may extend deadlines under this section upon a determination that good cause exists. If an agreement is reached resolving the dispute, NMED may issue a revised invoice and the owner and operator shall comply with the terms of such agreement and revised invoice. If an agreement is not reached, NMED shall issue a notification to all parties that an agreement has not been reached. Failure to notify NMED of an appeal in the required timeframe shall prohibit the owner and operator from appeal of the invoice."

Should you have questions concerning this Annual Fee please contact me at (505) 476-6055.

Sincerely,



Dave Cobrain
Program Manager
Hazardous Waste Bureau

Attachments

cc: C Duran, NMED HWB
N. Davidson, NMED HWB
File: Reading and 2020 Annual Fee