



MICHELLE LUJAN GRISHAM
GOVERNOR

JAMES C. KENNEY
CABINET SECRETARY

Certified Mail - Return Receipt Requested

April 24, 2023



Colonel Jason F. Vattioni
Base Commander
377 ABW/CC
2000 Wyoming Blvd SE
Kirtland AFB, NM 87117

Ms. Melissa Clark
Civil Engineer Office
377 MSG/CEIE
2050 Wyoming Blvd SE
Kirtland AFB, NM 87117

**RE: RESPONSE TO SECOND DISAPPROVAL BIOVENTILATION CONSTRUCTION AND INITIATION REPORT REVISION 1
BULK FUELS FACILITY SOLID WASTE MANAGEMENT UNIT ST-106/SS-111
KIRTLAND AIR FORCE BASE, NEW MEXICO
EPA ID# NM6213820974
HWB-KAFB-20-001**

Dear Colonel Vattioni and Ms. Clark,

The New Mexico Environment Department (NMED) is in receipt of the Kirtland Air Force Base (Permittee) response to NMED's *Second Disapproval Bioventilation Construction and Initiation Report Revision 1* (Response), dated March 27, 2023. NMED has reviewed the Response, and hereby issues this reply.

The Response states, "[t]he Air Force requests that NMED HWB rescind its requirement for an additional Final Report to be submitted by May 31, 2023. The Air Force is respectfully requesting that any comments within the February 1, 2023 Second Disapproval that are not addressed in the October 2021 *Bioventilation Pilot Testing Report* [(October 2021 Report)] be captured in NMED's official response letter to that Report."

The Permittee submitted the *Bioventilation Construction and Initiation Report Revision 1* (Revised Report) in April 2021 in response to NMED's September 23, 2020 *Disapproval*. NMED issued the *Second Disapproval* for the April 2021 Revised Report in February 2023. NMED's February 2023 *Second Disapproval* required the Permittee to address the comments in the Final Report. Although the Permittee submitted the October 2021 Report (i.e., Final Report), the comments provided in NMED's February 2023 *Second Disapproval* were likely not addressed in the October 2021 Report since the Permittee had not received NMED's comments prior to its submittal.

The Permittee must ensure that the comments from the February 2023 *Second Disapproval* are addressed in a revised version of the October 2021 Report. The Permittee must submit the required response letter detailing where each of the comments were addressed in the revised

SCIENCE | INNOVATION | COLLABORATION | COMPLIANCE

Hazardous Waste Bureau - 2905 Rodeo Park Drive East, Building 1, Santa Fe, New Mexico 87505-0001
Telephone (505) 476-6000 - www.env.nm.gov

KAFB5288



Col. Vattioni and Ms. Clark
April 24, 2023
Page 2

October 2021 Report, and provide a redline strikeout version showing where all of the changes were made. The revised October 2021 Report must be submitted no later than **June 22, 2023**.

Should you have any questions, please contact Dave Cobrain of the Hazardous Waste Bureau at (505) 476-6055.

Sincerely,

**Rick
Shean**

Rick Shean

Director

Resource Protection Division

Digitally signed by
Rick Shean
Date: 2023.04.24
14:21:14 -06'00'

cc: D. Cobrain, NMED HWB
B. Wear, NMED HWB
L. Andress, NMED HWB
M. Suzuki, NMED HWB
L. King EPA Region 6 (GLCRRC)
R. Wortman, KAFB
K. Bicknell, ABCWUA
A. Tafoya, VA

File: KAFB 2023 Bulk Fuels Facility Spill and Reading