

PNM

Person Station file

Maxine

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

APR 18 1984

Mr. B. H. Ransdell
Manager, Gas & Oil Plants
Public Service Company of New Mexico
Alvarado Square
Albuquerque, New Mexico 87158

RECEIVED

APR 25 1984

GROUND WATER/HAZARDOUS WASTE
BUREAU

Re: Groundwater Contamination by Hazardous
Substances near Albuquerque, New Mexico

Dear Mr. Ransdell:

The Environmental Protection Agency (EPA) is seeking information regarding hazardous groundwater contamination in the vicinity of the Public Service Company of New Mexico's Person generating station near Albuquerque, New Mexico. Under the provision of Section 104 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), 42 U.S.C. §9604, and Section 3007 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §9627, as amended by the Solid Waste Disposal Act of 1980, the Administrator of EPA has the authority to require any person who generates, stores, treats, transports, disposes of, or otherwise handles or has handled hazardous wastes and substances, to furnish information related to such wastes and substances. EPA has information that your facility may handle, or have handled, hazardous wastes or substances. Pursuant to the aforementioned statutory provisions, and for purposes of assisting in determining the need for response to a release or enforcing the provisions of RCRA or CERCLA, your company is hereby requested to answer the following questions:

1. Please state the nature of your business, the types of materials generated, received, processed, handled, stored, treated, or disposed of as a result of your business operations at this facility, past and present. Over what period of time have you operated the facility at this location?
2. Do you currently, or have you in the past, generated, received, handled, stored, treated, or disposed of any chemicals or materials that are listed in the RCRA hazardous waste regulations

(40 CFR Part 261, Subpart D) that are deemed hazardous under the RCRA regulations because they meet the criteria set out in 40 CFR Part 261, Subpart C (ignitability, corrosivity, reactivity, or EP toxicity); or that are hazardous substances as defined under Section 101(14) of CERCLA? If so, identify the chemicals or materials and state the specific disposition of each at your facility (i.e., stored, used in manufacturing process, disposed, etc.). Further, state the timeframe when the activities related to each chemical or material occurred. If the answer to this question is affirmative, please answer the following additional questions.

3. With reference to any chemicals or materials listed in question number 2, state the quantities which you now, or in the past, generate(d), use(d), store(d), or dispose(d) of monthly and the quantities normally on hand or in inventory at your facility.
4. Do you maintain records on the kinds and quantities of hazardous chemicals or materials generated, received, purchased, used, stored, or disposed of by you currently or in the past? If so, what type of records are kept, what time period do these records cover, and where are they located?
5. Does your company have any information or data related to the soils, geology, groundwater, or hydrology for your facility or for the immediately surrounding area? Has your company conducted or contracted for any hydrogeologic investigation related to groundwater contamination at or near your facility? If so, please provide copies of all data, information or reports of this nature in your possession.
6. Are there any plans for your company or consultant to perform any soil or hydrologic work at or near your facility in the near future? This would include work such as closure of hazardous waste storage areas, installation of wells, removal of tanks, structures, contaminated soil, etc. If so, inform EPA of all proposed activities and notify EPA of any future work of this nature.
7. Please provide drawing(s) of your facility (sufficient scale and clarity) showing:
 - a. Property boundaries, including a written legal description.

- b. Surface facilities and structures.
- c. Groundwater wells, including drilling logs, if available.
- d. Storage tanks.
- e. Sumps, impoundments and pit areas.
- f. Areas used for washing/cleaning operations which discharge to the ground surface, a drainage system, or a septic system. State period of usage, materials washed/cleaned, solvents used, and estimated quantity of waste solution discharged in washing/cleaning operations.
- g. Areas suspected or known to contain contaminated soil resulting from material (raw material, product or intermediate material, spent or waste material, etc.) leakage, or spillage. Also, indicate areas where contaminated soil has been removed or spillage cleaned up.
- h. Storm water drainage system, both past and present, including major drainage patterns and areas of significant ponding.
- i. Sanitary sewer system, past and present, including septic tank(s) and subsurface disposal field(s), if applicable.
- j. For all above and below ground storage tanks, sumps, impoundments and pits, state:
 - Date installed.
 - Past and current usage (i.e., chemical storage, fuel storage, spill containment, etc.);
 - Volume and size;
 - Materials of construction;
 - Present conditions (date[s] of cleaning, condition[s] at time of cleaning);
 - And, if previously removed, date removed and condition.

For the above questions, please describe the types of documents that were maintained by your firm, related to the site, including the date of the documents, the author of the documents, the current location of the documents and their current custodian. Pursuant to Section 103 of CERCLA, it is unlawful for any person to knowingly destroy, mutilate, erase, dispose of, conceal, or otherwise render unavailable or unreadable or falsify any documents.

As used herein, the terms "documents" and "information" means writings (handwritten, typed or otherwise produced or reproduced) and includes, but is not limited to, any invoices, checks, receipts, correspondence, offers, contracts, agreements, manifests, licenses, permits, bids, proposals, policies of insurance, logs, minutes of meetings, memoranda, notes, calendar or diary entries, charts, maps, photographs, drawings, manuals, reports of analysis, analytical worksheets, chromatographs, studies, reports of scientific study or investigation, telegrams, teletypes, magnetic tapes, punch cards, recording disks, computer printouts or other data compilations from which information can be obtained.

Your answers to these questions must be sent to EPA within thirty (30) calendar days of your receipt of this letter. Under Section 106 of CERCLA, 42 U.S.C. §9606, and Section 3008 of RCRA, 42 U.S.C. §6928, failure to comply with this request may result in an order requiring compliance or a civil action for appropriate relief. Section 106 of CERCLA and Section 3008 of RCRA also provide for civil penalties.

EPA regulations governing confidentiality of business information are set forth in Part 2, Subpart B of Title 40 of the Code of Federal Regulations. For any portion of the information submitted which is entitled to confidential treatment, please assert a confidentiality claim in accordance with 40 CFR §2.203(b). If EPA determines that the information so designated meets the criteria set forth in 40 CFR §2.208, the information will be disclosed only to the extent, and by means of the procedures, specified in 40 CFR Part 2, Subpart B. EPA will construe the failure to furnish a confidentiality claim with your response to this letter a waiver of that claim, and information may be made available to the public by EPA without further notice.

Should the signatory find, at any time after submittal of the requested information, that any portion of the submission is false or incorrect, the signatory should notify EPA Region VI. If any answer is found subsequently to be untrue, the signatory may be prosecuted under 18 U.S.C. §1001.

This letter is not subject to the approval requirements of the Paperwork Reduction Act of 1980, Chapter 25 of Title 44, United States Code.

Please respond within the time limits indicated above. Your response should be sent to:

Jim Mullins, 6AW-SE
Superfund Enforcement Section
Environmental Protection Agency
Interfirst Two Building
1201 Elm Street
Dallas, Texas 75270

If you have any questions regarding this request, please contact Mr. Mullins at (214) 767-9704.

Sincerely yours,

/s/ Allyn M. Davis

Allyn M. Davis, Director
Air & Waste Management Division

cc: Steven Asher, Director, NMEID ✓

Mr. Richard A. Jordan, Supervisor
Regulatory Licensing & Compliance Section
Public Service Company of New Mexico
Albuquerque, New Mexico 87103