



GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
2044 Galisteo
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-1557
Fax (505) 827-1544



MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

March 29, 1996

Mr. Keith Hampe
Vice-President, Albuquerque Operations
Philips Semiconductors
9201 Pan American Freeway NE
Albuquerque, New Mexico 87113

RE: RCRA Permit No. NMD000709782 Closure Certification

Dear Mr. Hampe:

The New Mexico Environment Department has completed its review of the final closure certification, dated March 4, 1996, for storage units at the Philips Semiconductors Albuquerque facility. These storage units are regulated under RCRA Permit No. NMD000709782.

Based on the closure certification review and on the site inspection conducted on December 27, 1995, termination of the permit requirements for these storage units is approved. Termination of these permit requirements is effective as of the day of issuance.

Sections of the RCRA permit terminated by this action include Modules I-IV of the Permit. Module V, *Corrective Action*, remains in effect, except for those subsections which refer specifically to the storage units. Subsections of Module V which are terminated are:

- A.1. Effect of Standard: The first sentence
- A.14. Notices of Planned Physical Facility Changes
- B.1. Permitted Process Units

Mr. Keith Hampe
March 29, 1996
Page 2

Concurrent with termination of permitting requirements under 20 NMAC 4.1, Subpart IX, 40 CFR 270.1(c), *Scope of the RCRA Requirement*, the storage units are regulated under the 90-day storage requirements of 20 NMAC 4.1, Subpart III, 40 CFR 262.34, *Accumulation time*. In this regard, the final closure plan engineering report for Tank #3 (the waste solvent tank) notes defects along welds which may, in time, lead to leakage from the tank. The report recommends replacement of this tank within 18 months and monthly visual inspections until the tank is replaced. Please note that the structural integrity of storage equipment is managed under the 90-day storage requirements.

Please contact Stephanie Kruse of the Hazardous and Radioactive Materials Bureau at 827-1561 if you have any questions or comments regarding this matter.

Sincerely,



Ed Kelley, Ph. D., Director
Water and Waste Management Division

xc: Ed Kelley, NMED
Benito Garcia, HRMB
Barbara Hoditschek, HRMB
Ron Kern, HRMB
Michael LeScouarnec, NMED
Melanie McKinley, Philips
David Neleigh, EPA
PS red file - 96