



New Mexico Health and Environment Department

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TO: Elizabeth Gorden, Supervisor
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FROM: Bruce Swanton, Supervisor *BS*
Compliance & Enforcement/Hydrogeology

DATE: 2/21/91

SUBJECT: Comments on Public Noticed Permits

The CE/H section would like to present the following comments on two public-noticed permits:

1. Safety Kleen Albuquerque NMD000804294-1

We need a few clarifications on several section of this permit. Additionally we would like the inclusion of a brief contingency section on groundwater monitoring. Our suggestion for this addition has been submitted to Dave Morgan.

2. Safety Kleen Farmington NMD980698849-1

As above, we would like the inclusion of the brief contingency section on groundwater monitoring submitted with this memo to Dave Morgan.

Response to Comments on the Draft Hazardous Waste Storage Permit for the Safety-Kleen Albuquerque Service Center.

The New Mexico Environment Department (NMED) proposed to issue a permit to the Safety-Kleen Albuquerque Service Branch for hazardous waste storage in an underground storage tank and in containers. NMED submitted two draft permits for public comment.

The first draft permit was issued on January 7, 1991 and was open to public comment until February 21, 1991. On April 8, 1991 the permit process was temporarily suspended due to changes in construction plans for the proposed Underground Waste Storage Tank and the Paint Waste Storage Building. NMED resubmitted a revised draft permit May 20, 1991 for which the revisions to the draft permit were open to public comment an additional 60 days. The public comment period expired July 18, 1991. This letter is a summary of the comments received during the public comment periods, and NMED's responses to these comments.

Additionally, the letter contains responses to comments received from Safety-Kleen, the U.S. Environmental Protection Agency (EPA) Region VI, the Albuquerque Environmental Health Department, private citizens, the New Mexico Occupational Health and Safety Bureau and changes initiated by the New Mexico Hazardous and Radioactive Materials Bureau (NMHRMB). Comments are addressed under two sections; the first section contains comments that were received from the first public comment period, the second section contains comments received exclusively from Safety-Kleen for the second comment period. The complete file of the written comments is available in the files of the NMHRMB in the Santa Fe office. The references to Permit Modules are identical in the draft and final permits. The Public comments, NMED's response and/or the permit modifications required are listed under a heading for each commentator.

Comments received during the comment period that expired February 21, 1991

EPA COMMENTS

1. **Comment:** There are several provisions to the draft permit which mention the 40 CFR requirements (e.g. HWMR-5, PT.IX, Sec 279.30(c)). However, there is no indication in the permit which 40 CFR regulations are effective for this permit. This needs to be clarified in the permit. **Permit modification:** A copy of the New Mexico Hazardous Waste Management Regulations (HWMR-6 as amended 1990) and relevant CFR regulations will be included with the permit. References to New Mexico Hazardous Waste Management Regulations (HWMR-5, as amended 1989) in the draft permit will also be changed to the current New Mexico Hazardous Waste Management Regulations (HWMR-6, as amended 1990). The New Mexico Environment Division became a Department in March of 1991 and changes in the draft permit will also reflect those changes.

2. **Comment:** Module III, section III.L, page 5: This module should have language which requires the Permittee to submit the required language within a specified time frame from the effective date of permit (preferably within 30 days). In addition, the language should explicitly indicate that if the permittee submits late or deficient information, the permit should be terminated. **NOTE:** The preferred option would be to deny the application and not draft a permit if the facility fails to submit the required information. **Response:** The comment refers to compliance schedules for information, plans, documentation and certifications of design, materials, construction and testing for the planned metal storage building that would have been used for storage of ignitable wastes. Safety-Kleen submitted plans for a Class I-B masonry block flammable shelter April 26, 1991. The plans and design specifications are acceptable for storage of ignitable waste although as-built plans and an inspection by the state RCRA personnel will be required before storage may begin as required by Module I, Section I.I. These changes in Safety-Kleen plans resulted in the numerous changes to the draft permit, requiring a second draft permit to be issued for public review and comment. **Permit modification:** The compliance schedule outlined in Module III, section III.L. will be deleted from the permit.

3. **Comment:** Module IV, section IV.J., page 7: There should be some language added in the permit which further clarifies the requirements of 2 through 6. This language should indicate that the permittee shall not operate this tank until requirements of 2 through 6 are submitted and approved by NMED. **Response:** The comment refers to compliance schedules for information, plans, documentation and certifications of design, materials, construction and testing for the planned double-walled underground storage tank that will be used to store spent mineral spirits. The design and specifications have already been received and approved for the double walled underground storage tank with leak detection, although installation has not yet begun. Safety-Kleen is presently storing spent mineral spirits in a 14 year old, single walled underground storage tank operating under interim status. **Permit modification:** Component detail changes and construction details for the proposed double walled underground storage tanks were changed in the letter submitted April 28, and the changes were incorporated in the second draft permit. Item 1, describing design specifications and component requirements were deleted from the permit and additional language plus deadlines for installation descriptions and receipt of adequate testing information will be added to Module IV, section IV.J. Submittal of insufficient information will risk permit denial.

SAFETY-KLEEN COMMENTS

1. **Comments:** Attachment I.1., section I.1.1., page 2: The annual quantities listed in the Part A application are the most up to date and accurate. They were calculated using two factors. The amount of waste generated the previous year and an assumed 50% growth factor over the life of the permit. You should note that the amounts listed in the subsections following the introductory paragraph of Section I.1.1 are the volumes generated during 1989. Therefore, the Abstract has been revised to reflect the volumes used in the Part A permit application and Safety-Kleen believes the wording of section I.1.1.a. should be reworded to read "... exceeds the amount listed in the Abstract and in the Part A...". This wording will ensure the facility's being able to manage greater volumes of waste as the business grows. **Response:** NMED does not wish to restrict Safety-Kleen's business growth, although NMED does believe that Safety-Kleen should have knowledge of and document the expected waste quantities that it may handle. Safety-Kleen was asked on two occasions to provide calculations to clarify it's Part A quantities listing, and the Abstract included with this comment still does not correlate to the Part A or the described method used to determine the growth of the facility. **Permit modification:** The wording in section I.1.1.a. will be reworded to read;

- a. If the amount of any waste code generated in a single calendar year exceeds the amount listed in the Abstract for each waste, the Permittee shall submit a report detailing the discrepancy to NMED and, if the increase in annual quantity is expected to be repeated, a permit modification application and a revised Part A form should be submitted by March 1 of the following year.

The abstract will be revised to list the annual quantities as follows:

- | | | |
|----|----------------------------------|-----------------|
| a. | Spent Mineral Spirits, | 153,000 gallons |
| b. | Bottom Sediment From
the Tank | 2,000 gallons |
| c. | Spent Immersion Cleaner | 14,000 gallons |
| d. | Dry Cleaning Waste | 66,000 gallons |
| e. | Paint Waste | 23,000 gallons |
| f. | Dumpster Waste | 2,000 gallons |

The Part A will be changed to correct a transposed decimal in the listed amount for the spent mineral spirit waste, rather than 6,100 tons the listed amount will be 610 tons.

2. **Comment:** Attachment I.1., section I.1.2, pages 5 and 6. The Denton Recycle Center performs analyses in accordance with the waste analysis plan in its Part B permit and Safety-Kleen

believes there may be conflicts between the plan specified in the draft permit for the Albuquerque site and that authorized by the Texas Water Commission. You should note that each waste stream accepted by the service centers is recharacterized (i.e., a detailed analysis is performed to insure the wastes' consistency) on an annual basis by a Safety-Kleen or a contract laboratory. Therefore, Safety Kleen believes the language on pages 5 and 6 should be changed to indicate that: 1) the service center will maintain on file the recycle center's analytical results for shipments of waste, and 2) the analytical results of the annual recharacterization will be kept on file. Safety-Kleen does not believe specific information on the analyses to be performed at the recycle center should be included. **Response:** The specific information on the analysis was submitted in the Part B application and is the basis for NMED's acceptance for the Waste Analysis Plan. Without specific information regarding the proposed analyses Safety-Kleen will do on each shipment of wastes, NMED believes the plan to be ineffective in providing all the information which must be known to store waste in accordance with this permit and is therefore unacceptable. **Permit modification:** None.

3. **Comment:** Attachment I.1., section I.1.2.1, page 9: On page 9, the statement is made that Safety Kleen does not believe the new immersion cleaner is a hazardous waste when in fact it is a TCLP waste (it was not hazardous waste prior to the TCLP regulations coming into effect). Therefore, the second sentence of section II on this page should be reworded to indicate the new immersion cleaner became a hazardous waste when the TCLP regulations came into effect. **Response:** The description of the spent immersion cleaner came from the Part B permit application and is in error. The original Part B was submitted before the TCLP regulations were effective and a change in the application was overlooked before that description was inserted into the permit. **Permit modification:** The second sentence of section II on page 9 will be reworded "...The new immersion cleaner formulation became a hazardous waste when the Toxic Characterization Leaching Process TCLP regulations became effective." In addition, the table in the Waste Analysis Plan Abstract will be changed to include both the new and the old Immersion Cleaner formula under the Waste Description column.

4. **Comment:** Attachment I.1., section I.1.2.1.: The return and fill station will be cinder block instead of Safety-Kleen's standard sheet steel building to conform to the local fire code. **Response:** The description of the return and fill station described in Attachment II, section II.1.2.1. and Attachment IV, section IV.1.1. as a sheet steel structure is the only description provided to NMED. Based on Safety-Kleen drawing D11784, descriptions provided in the Part B application and updated floor plans received November 15, 1990, no mention of a cinder block building was made. Additional information was

received April 28, 1991 redescribing the planned Return and Fill Station and the Underground Storage Tank. **Permit modification:** All references to a sheet steel return and fill structure were changed to indicate that the return and fill station will be a concrete masonry structure. The design changes of the structure, secondary containment, dumpsters and double walled underground storage tank were included in the second draft permit.

5. **Comment:** Attachment II-4, appendix A, pages 11 through 13. The first three training records ("Protecting You and the Environment: Training Record for New Employees", "Protecting You and the Environment: Training Record" and "Record of Personnel Training") are obsolete and should be deleted. **Response:** The EHS Training Topic Log is a sufficient training log for tracking individual training provided at the Safety-Kleen service center. **Permit modification:** The first three training records ("Protecting You and the Environment: Training Record for New Employees", "Protecting You and the Environment: Training Record" and "Record of Personnel Training") will be deleted from the permit.

CITY OF ALBUQUERQUE COMMENTS:

1. **Comment:** Attachment I-1, Abstract: We support the issuance of the permit with one exception. We feel it would be prudent to reduce the authorized storage capacity for bulk waste solvent from 12,000 gallons (the maximum capacity of the proposed underground storage tank) to 11,500 gallons. This will provide a greater margin of safety in preventing overfills while not significantly affecting Safety-Kleen's operations. They state that the high level alarm will sound at 11,400 gallons and that they do "not expect to exceed 95% full" or 11,400 gallons. **Response:** The permit states that "...The solvent must not exceed 95% of the tank volume (11,400 gallons) at any time." in Attachment II-3, section II.3.1.a., page 1 and Attachment IV.1.3.1., page 2. The permit also indicates that a pickup must be scheduled when the tank contains 10,200 gallons (85% full). The tank capacity is 12,000 gallons although the authorized storage is 11,400 gallons and is permitted as such to provide a margin of safety. NMED believes that the daily inspections of the tank volume, waste feed cut-off valves and the additional tank capacity will prevent any overflow. NMED will include the 11,400 gallon maximum capacity in the yearly inspection of the Safety-Kleen facility records to alleviate Albuquerque's concern over this issue. **Permit modification:** The table in Module IV, Section IV.B.1. describing the Underground Tank System will be changed to indicate the allowed storage volume is 11,400 gallons.

HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU COMMENTS

1. **Comment, Response and Permit modification:** The new revision of the New Mexico Hazardous Waste Management Regulations (HWMR-6)

became effective on March 13, 1991, superseding HWMR-5, as amended 1989. All references to HWMR-5 have been replaced with references to HWMR-6.

2. Comment, Response and Permit modification: The New Mexico Environmental Improvement Division (EID) was reorganized as the New Mexico Environment Department (NMED) effective March 1991. As a result of this organization, the NMED is now lead by the Secretary of the Environment. Therefore, all references to the Director of the Environmental Improvement Division have been replaced with references to the Secretary of the New Mexico Environment Department. Additionally, the Bureau has a new mailing address and all references to the old address have been changed to the new one.

3. Comment and Response: The tank system at the Albuquerque Service Center contains a solvent product tank and a hazardous waste solvent tank and wording must be added to the description of the tank system in Module IV to clarify that. **Permit modification:** All references to the underground storage tank in the permit have been changed to "underground waste solvent storage tank".

4. Comment: The D001 waste code was inadvertently omitted from the waste description table in the Tank Module IV, Section IV.B. Permitted and Prohibited Waste Identification. **Response and Permit modification:** The D001 waste code was added to the waste description table in the Tank Module IV, Section IV.B.

5. Comment: The Compliance & Enforcement/Hydrogeology Section would like the inclusion of a brief contingency section on groundwater monitoring. **Response:** Storage facilities are not required to address groundwater requirements. However, they are required to address releases and the Permit details the required actions and reports. However, to emphasize the concern the Compliance & Enforcement/Hydrogeology Section has for any release that could impact groundwater, a section on releases that refers the Permittee to the appropriate sections of the Permit has been added. **Permit modification:** The following was added to Module II of the Permit:

II.Q. REQUIREMENTS FOR RELEASES

II.Q.1. Releases from the Container Storage Area or Tank Storage Area

If, based on information contained in reports required by Module I, Permit Conditions I.E.14.a., b., c., and d., and Module IV, Permit Condition IV.G.2., the Secretary determines that a release from the container or tank storage area is of such a quantity,

duration, or repeated occurrence that further assessment is required, he may direct the Permittee to conduct the sampling and analysis required pursuant to HWMR-6, Pt. IX, sec. 270.14(d).

II.Q.2. Releases from Newly Identified Solid Waste Management Units (SWMUs)

For newly identified SWMUs, the Permittee shall fulfill the requirements of (HWSA of 1984 attachment)

OCCUPATIONAL HEALTH AND SAFETY BUREAU COMMENTS

1. **Comment:** Mr. James O. Ajuziem, Environmental specialist from the Occupational Health and Safety Bureau reviewed the waste analysis plan submitted by the Safety-Kleen Corporation for the Farmington, New Mexico site. It is his understanding the company is also requesting a permit for a second facility at Albuquerque. At this time, the waste analysis plan for the Albuquerque facility is unavailable for review. The recommendations of this memorandum are based on the Safety-Kleen plan of operation for the Farmington facility. Mr. Ajuziem indicates that NMED/Hazardous Waste Bureau told him that both the Albuquerque and Farmington waste storage units will handle the same chemical wastes. **Response:** The Hazardous and radioactive Materials Bureau had supplied the permit and the part B application for the Albuquerque facility. The wastes are the same for both facilities except for the addition of the storage of paint wastes at the Albuquerque facility. **Permit modification:** None.

2. **Comment:** The Safety-Kleen Corporation collects spent chemicals from New Mexico commercial establishments. Route employees visit the establishment, pour the spent chemicals into secondary containers and transport the waste to any of the two repositories. The waste is held until there is enough material to be transported to a recycling plant for reclamation. The following are some of the chemicals to be handled:

1. Perchloroethylene
2. Methylene chloride
3. Cresylic acid
4. Paint and paint thinners
5. Mineral spirit solvents
6. Chlorinated solvents

Response: The above wastes are collected by Safety-Kleen and stored at the Albuquerque facility. The only waste that is poured into a secondary container after delivery to the facility is the mineral spirits. That waste is transferred to an underground storage tank via the return and fill station which is

located outdoors and is designed to meet RCRA specifications, i.e. secondary containment to prevent spills from escaping to the environment. The other wastes remain in the original containers collected at Safety-Kleen customers and remain unopened until delivered to the recycling centers. **Permit modification:** none required.

3. **Comment:** Some of the chemicals being collected are toxic to the skin, respiratory system and central nervous system. The employees of Safety-Kleen Corporation are required to manually pour the spent chemicals into secondary containers, clean spills and fight fire should the chemicals ignite. There is a reasonable possibility for employee exposure to the chemicals through direct contact or vapor.

Although the company has submitted a detailed waste analysis plan, it does not sufficiently address employee safety and health protection in the following areas:

1. Respiratory protection program - 1910.134
2. Fire protection -1910.156
3. Hazard Communication Program - 1910.1200(e)
4. Hazardous Waste Operation and Emergency Response Program - 1910.120

Respiratory Protection Program:

The spent chemicals will produce vapor that can be inhaled while being transferred from one container to another. Potentially hazardous atmospheres will again be present during confined space entry to clean the tanks, spills, fire and storage of the chemicals at the company warehouse. These conditions require the Safety-Kleen Corporation to develop a written operating procedure for the safe use of respirators.

The waste analysis plan submitted by the company acknowledges the need for a respirator but failed to specify what employees need the equipment and how the program will be administered. **Response:** Again, the transfer of chemicals from one container to another occur only at the return and fill station located outdoors and is fully ventilated; other wastes are retained in their original containers when removed from the customers' facilities and remain unopened until they arrive at the designated recycling center. Although the containers remain unopened in the container storage building, the potential exists that toxic vapors may accumulate. Safety-Kleen prevents the accumulation of vapors through effective engineering and institutional controls by providing ventilation and requiring that fans be turned on five minutes before anyone enters the waste storage areas.

The tank is not entered for cleaning and will be entered only when the tank is closed (process by which the tank is

decontaminated and removed). The Closure Plan, Attachment II-7, describes in detail the procedures used to ensure that toxic vapors do not accumulate. The measures include purging the tanks, testing the air and monitoring tank cleaning procedures.

In regard to spills, Safety-Kleen provides protective clothing and respirators to its employees. Major spills, pipeline breaks or tank overfills would be expected to occur outdoors, and although the service center employees would be expected to respond by stopping flow and beginning retrieval of wastes. Additional help from Safety-Kleen's environmental contractor would be required for clean-up. During a fire or explosion, local emergency response departments would be called and they have been notified of the hazards, proper fire fighting techniques, and the layout of the workplace. If a fire does occur and cannot be immediately extinguished, the service center employees are instructed to evacuate the premises. **Permit modification:** None.

Fire Protection:

The contingency plan seems to imply that company personnel may fight fire until it spreads beyond their control. A written fire safety policy which establishes a fire brigade and its function at the work place is necessary. An alternative will be to implement a total evacuation of employees from the workplace during a fire. **Response:** The contingency plan details the measures to be taken by each employee if there is a fire or other emergency. Fire extinguishers are available at each waste handling area and in each route vehicle. If the fire is not immediately extinguished, all employees are to evacuate the building, and the local emergency response departments will be called. Those departments (Police Department, Fire Department, and hospitals) have been informed of the properties of the hazardous materials and associated hazards, locations where facility personnel normally work, layout of the facility, entrances to and roads inside the facility and possible evacuation routes. The hospitals have been informed of the types of injuries or illnesses which could result from the fires, explosions, or releases at the facility. Additionally, there is an emergency coordinator and he or she must assess the character, exact source, amount and extent of any contamination and notify the proper authorities. He must also assess possible hazards to human health or the environment and immediately notify the appropriate authorities. **Permit modification:** None.

Hazard Communication Program:

There was no mention of a Hazard Communication Program in the waste analysis plan submitted by the company. The Hazard Communication Standard is necessary to inform the employees of the chemicals they may be exposed to and the protective measures that are available. **Response:** Safety-Kleen has not written a specific Hazard Communications Program from their Hazardous Waste

Storage Permit, but they do address all the components of a Hazard Communications Program in the permit and do review the program yearly.

All containers, including product and waste are labeled according to U.S. Department of Transportation (40 CFR 172) and New Mexico Hazardous Waste Regulations. Warning signs are also posted at the entrance and at each waste handling area. The wastes and products are also stored in color-coded containers and are inspected daily for complete label information. Inventory of wastes and products are also posted in each storage area and updated daily.

Material Data Sheets are provided and reviewed by the service center and all employees annually. **Permit modification:** None.

Hazardous Waste Operation and Emergency Response Program:
The company handles hazardous waste chemicals and there is possibility for employee exposure to the waste. The company should fully comply with the requirements of CFR 1910.120. Although the company waste analysis plan currently incorporates some requirements of the hazardous waste operation and emergency response program, it did not include a written safety and health program for the employees. Specifically lacking were:.

1. Medical surveillance program
2. Safety and health training program
3. Air monitoring program
4. Personal protective equipment to be used by employees for each task and operation being conducted

It is Mr. Ajuziem's opinion that the present waste analysis plan was written to satisfy the permit conditions of the Hazardous Waste Bureau. It does not address in any detail employee health and safety. The company should be encouraged to comply fully with CFR 1910.120, and provide a safety handbook for its employees that explains how each task is to be performed. **Response:** Many of these items are addressed as required by RCRA although not to the degree that OSHA may need. The scale of the Safety-Kleen facility is relatively small and the operations are controlled. Uncontrolled scenarios, in which the exposures are unknown and uncontrolled, are responded to by environmental contractors or Safety-Kleen headquarters personnel. Personnel protection during routine handling of wastes and small scaled clean-up are addressed by the permit. **Permit Modification:** None.

COMMENT FROM JAMES V. LEWIS

1. **Comment:** Recycling of hazardous wastes is an excellent plan and will prevent contamination of the environment.

We need to be sure that the regulations will prevent storage leakage and that all hazardous by-products are safely disposed of. **Response:** Thank you for your concern for the environment Mr. Lewis. NMED will continue to strive to protect human health and the environment through enforcement of regulations designed to prevent negative impacts to the environment. Safety-Kleen is also committed to providing a service to the people of Albuquerque and protecting their health and the environment. **Permit modification:** none

Comments received during the comment period that expired July 18, 1991

Safety-Kleen Comments

1. **Comment:** Attachment I-1 - The new immersion cleaner formula should be added to the list on page 1 so it corresponds to the information on page 3 of the same section. A revised page is enclosed for your reference. **Response:** Comments to the revised draft permit are limited to the changes made to the first draft permit regarding the Flammable Storage Building and the Underground Storage Tank. Although this comment does not address either, Safety-Kleen's comment number 3 on the first draft permit is in regard to the new immersion cleaner's status as a hazardous waste. **Permit modification:** A revision will be made to the table on page 1 of Attachment I-1 describing both the new and old immersion cleaner.

2. **Comment:** Same section (Attachment I-1), page 5 - The last full paragraph should be reworded to indicate that the analytical results for each load will be kept on file at the branch and that results from the annual recharacterization (which is done by a contract laboratory) will also be kept on file at the service center. The recycle center performs the primary and secondary types of analyses but the TCLP analyses are performed much less frequently (once every five years). Table D-4 has been revised to reflect this. In addition, the primary and secondary tests listed for each waste stream should be revised to correspond to Tables D-1 through D-4.

Please note that some of the decisions concerning the frequencies of analyses were finalized very recently on a corporate-wide basis. **Response:** Comments to the revised draft permit are to be limited to the changes made to the first draft permit regarding the Flammable Storage Building and the Underground Storage Tank. This comment refers to an accepted waste analysis plan and can not be changed at this time. **Permit modification:** None

3. **Comment:** I.1.3. - This section should be reworded to match that of section 2.3 in the attachment.

The attachment reads as follows:

2.3 RECHARACTERIZATION OF WASTE STREAMS

Analyses performed at the Safety-Kleen recycle centers are undertaken to safeguard the recycling process and to assure the product quality. In addition, each waste stream is recharacterized on an annual basis. The following tables in Appendix D summarize the waste analysis plan practice for the recharacterizations of the hazardous wastes returned from the service centers:

Table D-1 Parameters and Rationale for Hazardous Waste Selection

Table D-2 Parameters and Test Methods

Table D-3 Methods Used to Sample Hazardous Wastes

Table D-4 Frequency of Analysis

Response: Comments to the revised draft permit are to be limited to the changes made to the first draft permit regarding the Flammable Storage Building and the Underground Storage Tank. This comment refers to an accepted waste analysis plan and can not be changed at this time. **Permit modification:** None

4. Comment: II.1, p.3 and IV, p.1 - There are two of each of these pages: the first of the two is correct.

Response: After personal communications with Safety-Kleen, it was determined that the preceding statement was a typo and the intent was that the second of the pages was the correct page. The first page was a copy from the first draft and inserted into the second draft to allow comparison of the changes. All pages that had been inserted for this purpose will be removed in the final permit. **Permit modification:** None

5. Comment: IV.J. - Safety-Kleen does not believe it will be possible to meet the deadlines specified in this section. We do not believe the City will approve the construction permit before September 22, 1991 and that it will not be possible to complete construction and certify the "as-built" drawings before the end of February in 1992. This schedule is optimistic because the City of Albuquerque has voiced objections to previous plans and addressing these objections has caused delays in the past. Therefore, an extension to the deadline in the draft permit is requested. **Response:** The permit will be issued October 30, 1991 and will become effective 60 days later, on December 29, 1991. The items described in Section IV.J. will be required before that date or past and current documentation from the City of Albuquerque specifying their objections to the construction plans

of the underground tank system. Submission of late or deficient information will be grounds to terminate the permit. **Permit modification: None.**