



BILL RICHARDSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Telephone (505) 428-2500
Fax (505) 428-2567
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RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

July 2, 2003

**SUBJECT: DRAFT PERMIT FOR RENEWAL OF A FACILITY CONTAINER
STORAGE OPERATING PERMIT
SAFETY-KLEEN SYSTEMS, INC., FARMINGTON SERVICE CENTER
EPA ID NUMBER NMD980698849**

Dear Interested Citizen:

Enclosed is a **Public Notice** regarding the draft hazardous waste permit for the Safety-Kleen Systems, Inc., Farmington Service Center (**Safety-Kleen**). The permit applicant, Safety-Kleen Systems, Inc. of 4210 A. Hawkins Road, Farmington, New Mexico, requested the renewal of its current permit to continue operations to accept, manage, and store hazardous waste generated on-site. The facility is located in Farmington, New Mexico.

The enclosed Public Notice provides locations where the administrative record, including the Permit Application, the draft Permit, a Fact Sheet and related correspondence for this action can be reviewed, and procedures for submitting comments and requesting a Public Hearing. Comments and requests for Public Hearing will be received through **August 18, 2003**.

Any person seeking additional information regarding this notice or the draft permit may contact:

Mr. Robert Warder, PE
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303

E-mail: robert_warder@nmenv.state.nm.us

Telephone: (505) 841-9040
Fax: (505) 428-2567

Sincerely,

John E. Kieling
Manager
Permits Management Program



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PUBLIC NOTICE 03-07

**NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS WASTE BUREAU
SANTA FE, NM 87505
July 2, 2003**

**NOTICE OF PUBLIC COMMENT PERIOD AND OPPORTUNITY TO REQUEST A
PUBLIC HEARING ON A DRAFT HAZARDOUS WASTE PERMIT FOR SAFETY-
KLEEN SYSTEMS, INC., FARMINGTON NEW MEXICO SERVICE CENTER
EPA ID NO. NMD980698849**

The New Mexico Environment Department (NMED) proposes to issue a final Permit to Safety-Kleen Systems, Inc., Farmington Service Center (**Applicant**) for a Storage Facility Operating Permit. The facility is located in the City of Farmington in San Juan County, New Mexico. The final Permit would renew a current operating Permit and allow the applicant to continue to accept, manage and store on-site generated hazardous waste before its transfer to a permitted treatment or disposal facility. The Permit would be issued pursuant to the New Mexico Hazardous Waste Act, NMSA 1978 §§74-4-1 et seq.

NMED announces the availability of the proposed draft Permit for public comment. In addition, NMED will consider any requests for public hearing and determine whether a public hearing will be held to consider further public comment. NMED also announces the availability of a Fact Sheet providing the principle basis for NMED's decision to renew the Permit and issue a final Permit, and the significant factual, legal and policy questions considered in preparing the draft Permit. The Fact Sheet also explains in detail the type and quantity of wastes that are to be managed and stored at the Safety-Kleen Systems, Inc., Farmington Facility, a summary of the basis for Permit conditions, including applicable statutory and regulatory support.

PUBLIC REVIEW OF THE DRAFT PERMIT

A copy of the draft Permit and the fact sheet may be reviewed at the following locations during the public comment period:

NMED - Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Mondays - Fridays from 8:00 a.m. to 5:00 p.m.

Albuquerque Public Library
501 Copper Avenue Northwest
Albuquerque, New Mexico 87103
*Monday - Thursday 10:00 a.m. to 8:00 p.m.,
Friday and Saturday from 10:00 a.m. to 6:00
p.m., and Sunday from 1:00 p.m. to 5:00 p.m.*

A copy of the draft Permit, fact sheet, and public notice are also available on the NMED website at www.nmenv.state.nm.us/HWB/skfaperm.html under Safety-Kleen Systems, Inc. A copy may also be obtained, in addition to further information, by contacting the Mr. Robert Warder at (505) 841-9040, or the address given below. The NMED will provide members of the public with up to 80 pages of the Administrative Record free of charge. Thereafter, NMED will charge a copy fee of \$0.25 per page. The administrative record for this draft Permit consists of the Permit Application, the draft Permit, a Fact Sheet, and related correspondence.

Any person who wishes to comment on the draft Permit or request a public hearing should submit written or electronic mail (e-mail) comment(s) with the commenter's name and address to the respective address below. The comment period begins on **July 2, 2003** and ends on **August 18, 2003**. Only comments and/or requests received on or before **5:00 p.m. August 18, 2003** will be considered.

John E. Kieling, Program Manager
Hazardous Waste Bureau - New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505-6303
Ref: Safety-Kleen Farmington – draft Permit
e-mail: hazardous_waste_comment@nmenv.state.nm.us

Written comments must be based on all reasonably available information and include, to the extent practicable, all referenced factual materials. Documents in the administrative record need not be re-submitted if expressly referenced by the commenter. Requests for a public hearing shall provide: (1) a clear and concise factual statement of the nature and scope of the interest of the person requesting the hearing; (2) the name and address of all persons whom the requestor represents; (3) a statement of any objections to the draft Permit, including specific references to any Permit conditions being addressed; and (4) a statement of the issues which the commenter proposes to raise for consideration at the hearing. The NMED will provide a thirty (30) day notice of a public hearing, if scheduled.

The NMED must ensure that the approved draft Permit is consistent with the New Mexico Hazardous Waste Management Regulations. All written comments submitted on the draft Permit will be considered in formulating a final decision and may cause the draft Permit to be modified. NMED will respond in writing to all public comments. This response will specify which provision, if any, of the draft Permit have been changed in the final Permit decision, and the reasons for the change; and briefly describe and respond to all public comments on the draft Permit or the Permit application raised during the public comment period. All persons presenting written comments or who requested notification in writing will be notified of the decision by mail. This response will also be posted on the NMED website.

After consideration of all the written public comments received, the NMED will issue, or modify and issue the Permit. If the NMED modifies and issues the Permit, the applicant shall be

provided by mail a copy of the modified Permit and a detailed written statement of reasons for the modifications.

The NMED Secretary will make the final Permit decision publicly available and shall notify the applicant by certified mail. The Secretary's decision shall constitute a final agency decision and may be appealed as provided by the Hazardous Waste Act.

ARRANGEMENTS FOR PERSONS WITH DISABILITIES

Any person with a disability requiring assistance or auxiliary aid to participate in this process should contact Cliff Hawley, NMED, Room N-4030, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, NM 87502-6110; Telephone number (505) 827-2580. TDD or TDY users please access Mr. Hawley's number via the New Mexico Relay Network. Albuquerque users may access Mr. Hawley's number at (505) 275-7333 or 800-659-1779.