



STATE OF NEW MEXICO

ENVIRONMENTAL IMPROVEMENT

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(505) 984-0020

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GOVERNOR

DENISE D. FO
DIRECTOR

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RETURN RECEIPT REQUESTED

June 16, 1986

Mr. R.P. Mico
Vice President and General Manager
SPARTON TECHNOLOGY, INC.
P.O.Box 1784
Albuquerque, New Mexico 87103

Re: Closure Plan Modifications

Dear Mr. Mico:

The Environmental Improvement Division (EID) has completed a review of the comments submitted by Sparton regarding EID's proposed modifications to their closure and post-closure plans. EID's modifications were prepared pursuant to Section 206.C.2.c.(4) of the New Mexico Hazardous Waste Management Regulations (HWMR-2) which empowers EID to incorporate any modifications they feel are necessary after Sparton has had an opportunity to revise their closure/post-closure plans. EID reserves the right to accept or deny any proposed modifications submitted by Sparton and/or the public concerning these matters.

The issues discussed below reflect EID's response to Sparton's comments:

page 13, paragraph 3

Removal of any materials from the sump area which may contain hazardous constituents would constitute the generation of a hazardous waste. The disposal of such a waste would, indeed, require a RCRA permit (see HWMR-206.A.). The placement of soil contaminated with a hazardous waste, whether it is moved from fifteen feet or five-hundred feet away, into a unit no longer permitted to receive hazardous waste, i.e. one which has lost interim status, is a violation of the RCRA/HSWA requirements.

page 21, paragraph 1

If it is determined that all hazardous waste and hazardous waste constituents have not been removed (including any hazardous constituents present in the ground water as a result of the unit) clean closure cannot be accomplished and the unit must be closed pursuant to the regulatory requirements of a landfill (landfill in this case implies the

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Sparton Technology

Mr. R.P. Mico

P.O. Box 1784

Albuquerque, N.M.

Postage \$7103

U.S.G.P.O. 1983-403-517

Mr. R. P. Mico
June 16, 1986
page -4-

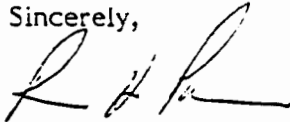
page C-1, #3

EID would like to remind Sparton that numerous delays on Sparton's part, e.g. report submittals, have added to everyone's frustration regarding the initiation of remedial activity at the site. Many of the activities currently being performed by Sparton are necessary and very relevant in determining an effective remedial plan before beginning a full-scale corrective action program. Completion of these activities would typically be required through a Corrective Action Order to ensure that furtherance of environmental damage does not take place.

The issues addressed in this letter reflect EID's position regarding specific comments from Sparton on our closure/post-closure modifications. With this letter, EID is now issuing final approval for these closure/post-closure plans, incorporating those original modifications, any changes expressed in this letter, and those changes agreed to by both parties, .

Should you have any questions relating to these matters, please feel free to contact me or my staff at (505) 827-2929.

Sincerely,



Peter H. Pache
Program Manager
Hazardous Waste Section

cc: Duff Westbrook, EID Legal
Kent Bostick, EID Groundwater Section
Ernest Rebuck, Chief, GW/HW Bureau
Richard Mitzelfelt, District I EID
Buddy Parr, EPA Region VI

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