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State of New Mexico  
**ENVIRONMENT DEPARTMENT**  
Hazardous & Radioactive Materials Bureau  
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October 12, 1995

Laura A. Ward  
Taichert, Wiggins, Virtue & Najjar  
P.O. Box 4265  
Santa Fe, New Mexico 87502-4265

Dear Ms. Ward:

This letter and the enclosed information is provided in response to your October 5, 1995 letter. In that letter you requested information from the records of the Hazardous and Radioactive Materials Bureau (HRMB) related to sites in New Mexico at which chlorinated solvents have been released into soil or groundwater, plus the applicable law for remediation at any of the sites.

The HRMB generally has on file information only for sites at facilities in New Mexico which are subject to the Resource Conservation and Recovery Act (RCRA). The attached list hopefully provides the information you requested. The documents and most correspondence on file in the HRMB are available for public review. If you wish to inspect any files or documents, please schedule an appointment with Ms. Stella Montoya at (505) 827-1559. I am also enclosing a departmental policy document for requestors of records.

If I can be of any further assistance, please contact me at (505) 827-1560.

Sincerely,

*original signed*

Ronald A. Kern, RCRA Technical Compliance Program Manager  
Hazardous and Radioactive Materials Bureau

Enclosures

cc: Benito Garcia, Chief, HRMB  
Barbara Hoditschek, Permits Program Manager, HRMB  
Stella Montoya, HRMB  
Tracy Hughes, General Counsel, OGC, NMED  
Vincent Malott, EPA, Region 6

1. NASA-White Sands Test Facility

Chlorinated solvents have been released into the soils and groundwater. Facility consists of RCRA-regulated units and Hazardous and Solid Waste Amendments (HSWA) Solid Waste Management Units (SWMU) from which releases may have occurred. Regulated units are capped pursuant to RCRA requirements. Remediation has not been initiated. A Corrective Measure Study (CMS) Report is scheduled for February, 1996.

2. Public Service Co. of New Mexico-Person Generating Station

Chlorinated solvents have been released into the soils and groundwater from a RCRA-regulated unit. The regulated unit is capped pursuant to RCRA requirements. Pilot tests of soil vapor extraction at the source area and pump and treat of shallow groundwater have been conducted. Full scale pump and treat, plus soil vapor extraction, are scheduled for November, 1995.

3. Sparton Technology, Inc.-Coors Road Facility, Albuquerque

Chlorinated solvents have been released into the soils and groundwater from a HSWA SWMU. SWMU and nearby RCRA-regulated units are capped pursuant to RCRA requirements. Interim Measure (IM) on-site, pump and treat of contaminated groundwater at water table was initiated in December, 1988. A draft CMS was submitted by facility to EPA in November, 1992. Final remediation activities have not been initiated at the facility.

4. Sandia National Laboratories (NM)-Chemical Waste Landfill

Chlorinated solvents have been released into the soils and groundwater from a RCRA-regulated unit. Assessment of soil and groundwater contamination is continuing. Pilot test soil vapor extraction is scheduled for late 1995. A CMS Workplan/Report and possible implementation of initial corrective measures are scheduled for 1996.

5. Transwestern Pipeline Co.-Roswell Compressor Station

Chlorinated solvents have been released into the soils and groundwater from a RCRA-regulated unit. Assessment of soil and groundwater contamination is beginning. Facility has voluntarily implemented interim recovery of an associated phase-separated hydrocarbon plume at the groundwater.

6. White Sands Missile Range-HELSTF Cleaning Facility

Chlorinated solvents have been released into the soils and groundwater from a RCRA-regulated unit. Assessment of these releases is ongoing. Remediation (extraction, treatment, and disposal) of a co-located and partially commingled phase-separated hydrocarbon plume from a HSWA SWMU is proceeding under HSWA Corrective Action.

7. White Sands Missile Range-Thermal Treatment Facility

A chlorinated solvent was released into soils from a RCRA-regulated unit; groundwater has not been affected currently. The unit has been capped pursuant to RCRA regulations. A soil vapor extraction system is in operation as a Voluntary Corrective Action by the facility.

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A PARTNERSHIP OF PROFESSIONAL CORPORATIONS

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(ALBUQUERQUE TO SANTA FE)

October 5, 1995

Stella Montoya  
Hazardous and Radioactive Materials Bureau  
P.O. Box 26110  
Santa Fe, New Mexico 87502

Dear Ms. Montoya:

Pursuant to the Inspection of Public Records Act, Chapter 14, Article 2, NMSA 1978, please provide the following information from the records of the Hazardous and Radioactive Materials Bureau.

Please provide a listing of all sites in New Mexico where chlorinated solvents have been released into the soil or groundwater and what law has been applied to the remediation being undertaken at these sites. In addition, please provide information as to the status of the remediation activities at each listed site.

Thank you for your assistance and please call me with any questions or problems concerning this request.

Very truly yours,

TAICHERT, WIGGINS, VIRTUE & NAJJAR

By Laura A. Ward  
Laura A. Ward  
Santa Fe Office

LAW:mm

cc: Jan Appel, Esq.

sparton\montoya.ltr

## Appendix C

### What You, as a Requestor of Records, Should Know

1. You should contact the person specified in the letter you have been sent to schedule an appointment to review the records that are being made available for your inspection. He or she, on behalf of the New Mexico Environment Department ("NMED"), will try to schedule the appointment as soon as reasonably possible and with consideration of your own time commitments. Similarly, you should realize that he or she must schedule appointments with consideration of NMED personnel availability.

2. When you come to review the records, an NMED staff person will be present to supervise your review and to help arrange for any copies that you may want. If you should want to make a large number of copies, the NMED staff person may request that the copies be made at a local copy service. If that should happen, you must make arrangements to pay the copy service directly for all copies, and NMED will make arrangements for delivery of the documents to and from the copy service. You may never take documents outside of NMED for copying. Furthermore, please do not take any documents from the files because in many instances they will be the only copy of that document in NMED's possession.

3. You may wish to ask NMED to send you copies of documents, instead of coming to NMED to review them. While NMED has no obligation to mail copies of documents, NMED tries to comply with these requests when it would not amount to a considerable burden for NMED personnel if you agree to pay for all copy charges and mailing costs. Mailing Charges will be assessed according to the Mailing Charge Schedule set forth below. Before mailing any copies to you, NMED personnel will contact you to give you an estimate of the number of copies and the corresponding charge.

4. NMED will make [15] copies for you free of charge; however, if you want to make more copies at NMED, you will have to pay thirty-five (35) cents per copy. NMED will also charge fees for any computer-generated data. Those charges will vary depending upon the type of computer involved.

5. NMED may reduce or waive the copy (and mailing) charges if such a reduction or waiver would serve the public interest. If you want a reduction or a waiver, you must ask the person who sent you the letter which accompanies these procedures.

6. All fees should be paid by check or money order made payable to the State of New Mexico. NMED cannot accept any cash.

7. If NMED has not been able to make available to you all the documents that you requested, then you have the right to request further review of your claim from the applicable Director within NMED. Kindly contact the person who sent you the attached letter to find out who that Director is. All requests for further review

should be made within thirty (30) days of your receipt of the attached letter. If you fail to request additional review within this 30-day time period, then you will lose your right to such a review; however, you may still have the right to file a lawsuit. You should consult a lawyer about your rights.

8. NMED is honoring your request with the understanding that the material requested will be used by you for a lawful purpose.

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Mailing Charge Schedule

<u># of Pages</u>	<u>Cost</u>
0 - 5	\$0.29
5 - 10	\$0.52
11-25	\$1.21
26-50	\$2.36
51-200	\$2.90 (Sent by Priority Mail) <sup>1</sup>
201-300	\$4.10 (Sent by Priority Mail)

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<sup>1</sup> Priority mail is cheaper than first class at the corresponding weights.