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MARK E. WEIDLER
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May 16, 1996

Mr. R. Jan Appel
Sparton Technology, Inc.
2400 E. Ganson Street
Jackson, Michigan 49202

RE: Modification to Closure Plan

Dear Mr. Appel:

This letter serves to provide an answer to Sparton Technology's, Inc. (Sparton) inquiry with respect to penetrating the cap at the source area to commence a soil-vapor investigation by placement of nested vapor probes at Sparton's facility on Coors Boulevard in Albuquerque.

To avoid any unnecessary delays, the New Mexico Environment Department (NMED) is taking immediate action to amend the Closure Plan to allow penetration of the cap at the source area as specified in NMED's letter of May 10, 1996 from Dennis McQuillan. Given the information NMED has reviewed and received, including the high level of soil-vapor found in monitor well-17, NMED considers penetrating the cap to require a minor modification to the Closure Plan. The Closure Plan provides that the cap was designed for future penetration. Under these circumstances, the Closure Plan can be modified by NMED pursuant to the New Mexico Hazardous Waste Management Regulations, 20 NMAC 4.1.901.

NMED finds that cause exists to allow Sparton to penetrate the cap at the source area for the purpose set forth in this letter and as is consistent with NMED's letter of May 10, 1996 from Dennis McQuillan. It is NMED's understanding pursuant to your letter of May 14, 1996 that Sparton will soon be submitting its proposal to commence its phased soil-vapor investigation for NMED's review and approval.

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Should you have any questions regarding the amended closure plan please contact us within five working days.

Sincerely,


Mark E. Weidler
Secretary of Environment

cc: Ed Kelley, Director, Water & Waste Management Division
Benito Garcia, Hazardous & Radioactive Materials Bureau
Dennis McQuillan, Ground Water Protection and Remediation
Vincent Malott, EPA
Evan Pearson, EPA
Norman Gaume, City of Albuquerque
Richard Brusuelas, Bernalillo County Environmental Health
Jim Harris, Thompson & Knight
Ana Marie Ortiz, Office of General Counsel NMED
Gary O'Dea, Albuquerque City Attorney's Office

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