



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

April 18, 1996


Mr. Benito Garcia, Chief
Hazardous and Radioactive Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, New Mexico 87502

RE: Draft Gandy-Marley HSWA Permit

Dear Mr. Garcia:

The Environmental Protection Agency has completed a review of the draft HSWA permit for Gandy-Marley Inc. (received April 5, 1996) and offer the enclosed comments. If you have any questions, please contact Mr. Rich Mayer at (214) 665-7442.

Sincerely yours,

for 
David Neleigh, Section Chief
New Mexico - Federal Facilities

Enclosure



*Barbara V
Cordova V*

96 AR

#16

Comments on Gandy Marley HSWA Permit

Page 14; Section F: This section mentions a Table 2; however, Table 2 is missing from the paragraph, please revise. The last sentence refers to permit condition F.2., but F.2. is not included in the permit. Please revise the permit to include this condition.

Also, it is EPA's opinion that the Area of Concern (AOC) term or concept should not be used in the HSWA permits. It is acceptable to use this concept in the RFA, where the permit writer is made aware of a unit that may or may not "fit" the definition of a SWMU. However, when drafting the permit, the permit writer should determine whether a AOC meets the criteria of a SWMU. If it does meet the criteria of a SWMU, then the permit writer should determine whether the SWMU needs to be investigated under the HSWA permit. If it does not meet the criteria of a SWMU, then it should not be included in the HSWA permit, unless the State is using the HSWA omnibus provision or other State authorities.

Page 60; Table 1: Under the due date for the RFI workplan, the wording should be revised to: " as determined by the Administrative Authority; however a RFI is not required at this time". It is EPA's understanding that an RFI will not be required in the permit at this time.

Page 24; Condition 3: The lettering under this condition is incorrect. Please revise.

Page 24; Condition M: This condition needs to be revised since there will not be an RFI required initially and there is no Table 2 located in the permit.

Page 21; Condition J: EPA prefers that the term AOC be changed to potential SWMU.

Page 12; Condition E: This condition needs to be revised to accurately depict the current situation at Gandy. It is EPA's understanding that there will be no corrective action required initially at this facility. The permit can be re-written to clarify that if corrective action is required in the future, the facility would be required to comply with the contained language or conditions in the permit.



FACSIMILE TRANSMITTAL

**U.S. EPA REGION 6
HAZARDOUS WASTE MANAGEMENT DIVISION
1445 ROSS AVENUE
DALLAS, TEXAS 75202-2733**

TO:	Cornelius Amindyas	
MACHINE NUMBER:	505-827-1544	VERIFICATION NUMBER: (214) 665-7442
FROM:	Rich Mayer, Environmental Engineer New Mexico/Federal Facilities Section	
PHONE:	(214) 665-7442	MAIL CODE: 6PD-N
OFFICE:	RCRA Permits Branch, Hazardous Waste Management Div.	
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Comments on Gandy Marley HSWA Permit

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Also, it is also EPA's opinion that the Area of Concern (AOC) term or concept should not be used in the HSWA permits. It is acceptable to use this concept in the RFA, where the permit writer is made aware of a unit that may or may not "fit" the definition of a SWMU. However, when drafting the permit, the permit writer should determine whether a AOC meets the criteria of a SWMU. If it does meet the criteria of a SWMU, then the permit writer should determine whether the SWMU needs to be investigated under the HSWA permit. If it does not meet the criteria of a SWMU, then it should not be included in the HSWA permit, unless the State is using the omnibus provision.

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