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State of New Mexico  
**ENVIRONMENT DEPARTMENT**  
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MARK E. WEIDLER  
SECRETARY

EDGAR T. THORNTON, III  
DEPUTY SECRETARY

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

September 6, 1996

The Honorable Bill Richardson  
Chief Deputy Whip  
2209 Rayburn House Office Building  
Washington, DC 20515

**RE: Karen Jo Herman: Concerns about the Proposed Triassic Park Waste Disposal Facility**

**EPA ID Number: NM0001002484**

Dear Congressman Richardson:

This is a response to your letter dated August 12, 1996 which I received on August 20, 1996. In your letter, you expressed concern about the proposed Triassic Park Waste Disposal Facility that is owned by Gandy Marley Inc. (GMI) of Tatum, New Mexico. The enclosed Fact Sheet is a brief description of the Triassic Park Waste Disposal Facility. The following paragraphs contain my responses to the concerns raised in Ms. Herman's letter to you, dated July 30, 1996.

The New Mexico Environment Department (NMED) regulates the management of hazardous waste in New Mexico through Title 40 of the Code of Federal Regulations (40 CFR), which the State adopted by reference in 20 NMAC 4.1 (Revised November 1, 1995).

The subject draft permit contains all the conditions by which Gandy Marley will construct, operate, and maintain the Triassic Park Waste Disposal Facility in a manner protective of human health and the environmental media. For example the draft permit requires GMI to conduct regular inspections of the units for any leakage or spills from the tanks, containers, surface impoundment, and landfill. Regular inspections of the integrity of storage tanks and containers are also required in compliance with New Mexico Hazardous Waste Management Regulations 20 NMAC 4.1.500, incorporating 40 CFR §264.15. In addition, inspections are performed by our Enforcement staff to determine Facility compliance with the regulations and the permit.

It is my understanding that over 50 people from Roswell, New Mexico and the surrounding areas attended the informal public meeting that NMED held in Roswell on April 22, 1996. This meeting was held during the public comment period (April 8, 1996 through May 23, 1996). Many of the people who attended the meeting asked questions about the engineering design of the facility, the geology, and how Gandy Marley Inc. will transport the hazardous waste to the site. NMED representatives addressed all the questions. Following that public meeting, and at the end of the public comment period, four members of the public submitted written comments to NMED. The comments received expressed some concerns regarding specific geologic issues, certain engineering design parameters, and wind dispersal of waste at the facility. These comments are addressed, and revisions were made to the Draft Permit. During the public comment period one person requested that a public hearing be

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held. I will be making a decision soon as to when and where this public hearing will be held.

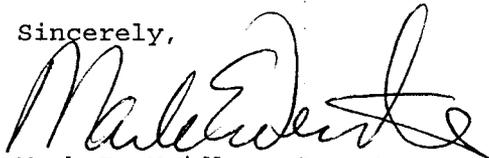
With regard to the missing document, on July 22, 1996, two months after the end of the Public Comment period, NMED was informed that the draft Permit for Triassic Park Waste disposal facility was missing from the Roswell Public Library. A replacement copy of the draft Permit was provided to the library on July 25, 1996.

I am not aware of rumors that Gandy Marley Inc. plans to sell the facility after securing the operational permit from NMED. Should these rumors be true, the provisions in 20 NMAC 4.1, require Gandy Marley to notify and submit transfer of ownership information to NMED. This would result in a disclosure statement by the new owner/operator which meets the Disclosure Responsibility Requirements of the State Hazardous Waste Act at § 74-4-4.7.

In addition the concern about the plans for a medical repository in Hagerman, New Mexico David Norris Medical Waste Management Company of the Northwest recently submitted a permit application to the Solid Waste Bureau. Mr. Bill Tongate of my staff will be reviewing the permit application. Mr. Tongate can be reached at (505) 827-2952. Gandy Marley Inc. is prohibited from managing medical waste by the New Mexico Hazardous Waste Management Regulations and this is stated in the Draft Permit.

I hope the information I have provided above adequately addresses the concerns raised in Ms. Herman's letter. If you need more information on the Triassic Park Waste Disposal Facility draft Permit, please contact Ms. Barbara Hoditschek or Mr. Cornelius Amindyas of my staff at (505) 827-1561.

Sincerely,



Mark E. Weidler, Secretary  
New Mexico Environment Department

Attachment: Fact Sheet

cc: Ed Kelley, Division Director  
Susan McMichael, OGC, NMED  
Benito Garcia, Bureau Chief, HRMB  
Barbara Hoditschek, Program Manager, HRMB  
Files: Red and Reading 96



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**TRIASSIC PARK HAZARDOUS WASTE DRAFT PERMIT  
FACT SHEET**  
for

**TRIASSIC PARK  
WASTE DISPOSAL FACILITY,  
CHAVES COUNTY, SOUTHEASTERN NEW MEXICO**

April 4, 1996

**Activities:** Hazardous Waste Treatment, Storage, and Disposal.

**Facility Owner:** Gandy Marley, Inc., (GMI), Tatum, Chaves County, New Mexico, Phone (505) 398-4960

**Facility Name:** Triassic Park Hazardous Waste Disposal Facility

**EPA I.D. No.:** NM0001002484

**Location:** The Triassic Park Hazardous Waste treatment, storage and disposal facility is located between Roswell and Tatum, (42 miles east of Roswell and 36 miles west of Tatum), Chaves County, New Mexico.

**Unit Purpose:** The objective of the work to be conducted under this Permit is to treat, store, and dispose of off-site hazardous waste. The Facility will accept off-site generated hazardous waste from petrochemical, oil and gas, garment manufacturing and fabrication, machining and machine shop industries, and government facility clean-up operations (i.e., Federal, State, Local, and the Department of Defense).

**Unit Description:** The treatment, storage and disposal facility occupies 480 acres, and consists of 1) a 3.5 million gallon double lined surface impoundment, 2) two 560 55-gallon storage containers, 3) four 18,000 gallon aboveground storage tanks, and 4) a 5,000 acre feet landfill.

Gandy Marley Inc., Fact Sheet  
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**Draft Permit  
Availability:**

A copy of the Triassic Park Hazardous Waste Disposal Facility draft Permit is available for public review at:

**NMED Hazardous and  
Radioactive Materials Bureau  
2044 Galisteo Street  
Santa Fe New Mexico 87505  
Mondays through Fridays  
from 8:00 am to 5:00 pm  
Contact: Cornelius Amindyas  
(505)\*827-1563**

**Roswell Public Library  
301 North Pennsylvania  
Roswell, New Mexico 88201  
Mondays- Tuesdays, from 9:am  
to 9:pm, Wednesdays-Saturdays from  
9:00 am to 6:pm, and on Sundays  
from 2:pm to 6:pm**

**Public Comments**

Comments and requests for public hearing should include a statement of the nature of the issues proposed to be raised in the hearing and must include the requester's name and address. All comments and requests for public hearing should be sent to the contact person at the above Santa Fe address. The NMED will publish a thirty day (30) notice of a public hearing, if scheduled.

**Final  
Decision:**

All comments received on the draft Permit during the public comment period will be considered in reaching a final Permit approval decision. The NMED will notify GMI and each person who submitted a written comment, of any changes made in finalizing the Permit.