



**BILL RICHARDSON**  
GOVERNOR

**State of New Mexico**  
**ENVIRONMENT DEPARTMENT**

**Hazardous Waste Bureau**  
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03-001



**RON CURRY**  
SECRETARY

**DERRITH WATCHMAN-MOORE**  
DEPUTY SECRETARY

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

January 24, 2003

Larry Gandy  
Vice President  
Gandy-Marley Corporation  
1109 E. Broadway  
Tatum, New Mexico 88267

**SUBJECT: FACILITY CORRECTIVE ACTION WORK PLAN**  
**TRIASSIC PARK EPA ID# 001002484**  
**HWB-TPDF-01-001**

Dear Mr. Gandy:

This correspondence constitutes the New Mexico Environment Department's (NMED) response to Gandy-Marley, Inc.'s (GMI) November 22, 2002 request for an extension to the submittal date of the Facility Corrective Action Work Plan (FCAWP) for the Triassic Park Waste Disposal Facility. GMI requested that the FCAWP due date to NMED be postponed from 180 days after the effective date of the permit (October 14, 2002) to 180 days prior to the facility's first receipt of waste.

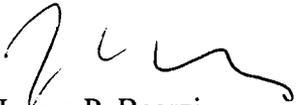
The FCAWP's submittal schedule is required by Triassic Park Hazardous Disposal Waste Facility Permit Conditions 10.2 and 1.10. The purpose of the FCAWP, as specified at Permit Condition 10.2, is to have, in place, standard procedures for conducting an investigation of the nature, rate and extent of a contaminant release.

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NMED denies GMI's request primarily because the request was submitted after the FCAWP's due date. The appropriate time to have requested the change would have been during the draft permit comment period. Otherwise, a permit modification request would have been appropriate. Furthermore, the request is denied because the FCAWP is anticipated to be a complex document requiring significant review by NMED that would best be performed ahead of the other submittals required under Permit Condition 1.10. The work plan is the only document listed at Permit Condition 1.10 that can be submitted for NMED approval well before the facility's initial receipt of waste.

If you have any questions regarding this correspondence please contact Steve Pullen of my staff at (505) 428-2544.

Sincerely,



James P. Bearzi  
Chief  
Hazardous Waste Bureau

JPB:sdp

cc: Steve Pullen, NMED HWB  
David Cobrain, NMED HWB  
File

File: Reading, TP 2003