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NEW MEXICO ENVIRONMENT DEPARTMENT

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PUBLIC NOTICE No. 16-07

NEW MEXICO ENVIRONMENT DEPARTMENT HAZARDOUS WASTE BUREAU SANTA FE, NEW MEXICO June 15, 2016

NOTICE OF PUBLIC COMMENT PERIOD AND OPPORTUNITY TO REQUEST A PUBLIC HEARING ON A DRAFT HAZARDOUS WASTE PERMIT FOR TRIASSIC PARK WASTE DISPOSAL FACILITY, EPA ID NUMBER: NM0001002484

The New Mexico Environment Department (Department) intends to issue a Hazardous Waste Permit to Gandy Marley, Inc. (GMI) as the owner and operator of the Triassic Park Waste Disposal Facility (Facility) to dispose of hazardous waste under the federal Resource Conservation and Recovery Act (RCRA), the New Mexico Hazardous Waste Act (Chapter 74, Article 4 NMSA 1978, or the HWA), and their implementing regulations. The Facility may also dispose of certain wastes contaminated with low levels of polychlorinated biphenyls (PCBs). The action to be taken by the Department would renew an existing permit. The Department is charged with issuing a permit that will ensure that the Facility's hazardous waste operations are properly managed to protect human health and the environment. If an applicant meets all of the conditions required for an operating facility, the state will issue a permit. The Facility consists of a landfill that has not been constructed to date.

The proposed Facility is located in southeastern New Mexico on approximately 480 acres of privately owned land in Chaves County. The site is located in Sections 17 and 18 of Township 11 South, Range 31 East, and is located approximately 43 miles east of Roswell and 36 miles west of Tatum, New Mexico and south of U.S. Highway 380. The Applicant's primary contact and address for this action is: Mr. Larry Gandy, Post Office Box 1658, Roswell, New Mexico 88202.

The Department also announces the availability of a Fact Sheet providing the basis for the proposed action on the draft Permit and the significant factual and regulatory issues considered in preparing the draft Permit. The Fact Sheet explains the basis for the draft permit and permit conditions, including applicable statutory and regulatory support.

PUBLIC REVIEW OF THE ADMINISTRATIVE RECORD

A copy of the administrative record may be reviewed at the following location:

NMED - Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Monday - Friday from 8:00 a.m. to 5:00 p.m.
Contact: Pam Allen
(505) 476-6000

A copy of the draft Permit, this Public Notice, and the Fact Sheet are also available on the Department's website at <https://www.env.nm.gov/HWB/tpperm.html>. To obtain a copy of the administrative record or a portion thereof, or for further information, contact Mr. Dave Cobrain at (505) 476-6055 or at the address given below.

The 60-day public comment period begins on **June 15, 2016 and ends on August 14, 2016**. Any person who wishes to comment on this action or request a Public Hearing should submit written or electronic mail (e-mail) comment(s) with the commenter's name and address to the respective address below. Only comments or requests received on or before **5:00 p.m. August 14, 2016** will be considered. Written comments may be sent to:

Dave Cobrain, Program Manager
Hazardous Waste Bureau - New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505-6303

Ref: Triassic Park Draft Permit Public Comments
Email: dave.cobrain@state.nm.us

Written comments must be based on the information available for review and include, to the extent practicable, all referenced factual materials. Documents in the administrative record need not be re-submitted if expressly referenced by the commenter. Requests for a Public Hearing shall provide: (1) a clear and concise factual statement of the nature and scope of the interest of the person requesting the hearing; (2) the name and address of all persons whom the requester represents; (3) a statement of any objections to the draft permit; and (4) a statement of the issues which the commenter proposes to raise for consideration at the hearing. NMED will provide a minimum 30 day notice of a Public Hearing, if scheduled.

NMED must ensure that the draft permit is consistent with the New Mexico Hazardous Waste Management Regulations. All written comments submitted will be considered in formulating a final decision and may result in NMED modifying the draft permit. NMED will respond in writing to all public comments received. This response will specify which provisions, if any, of the draft permit have been changed in the final decision and the reasons for the change, and will provide a brief description of all public comments. All persons presenting written comments or who request notification in writing will be notified of the decision by mail. The final decision also will be posted on the NMED website.

After consideration of all the written public comments received, NMED will issue or modify and issue the draft permit. If NMED modifies the draft permit, NMED will provide to the Permittee a copy of the modified draft permit and a detailed written statement containing the reasons for the modifications by mail.

NMED will make the final decision publicly available and will notify the Permittee by certified mail. The final decision will constitute a final agency decision and may be appealed as provided by the HWA.

ARRANGEMENTS FOR PERSONS WITH DISABILITIES

Any person with a disability and requiring assistance or auxiliary aid to participate in this process should contact J.C. Borrego, NMED, Room S-4303, P.O. Box 5469, 1190 St. Francis Drive, Santa Fe, New Mexico, 87502-6110, TDD or TDY users please access Mr. Borrego's number via the New Mexico Relay Network at 1-800-659-8331.