

GRCB 2003



BILL RICHARDSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
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ENTERED



RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

PUBLIC NOTICE # 03-01
NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS WASTE BUREAU
Santa Fe, New Mexico 87505

January 15, 2003

**NOTICE OF INTENT TO APPROVE A CORRECTIVE MEASURES STUDY AND
CORRECTIVE MEASURES IMPLEMENTATION**

The State of New Mexico is authorized to operate a hazardous waste management program in lieu of the Federal program for the Resource Conservation and Recovery Act (RCRA) in effect prior to the enactment of the Hazardous and Solid Waste Amendments of 1984 (HSWA). The HSWA impose additional requirements on hazardous waste management facilities. The State of New Mexico received additional authorization for the requirements of HSWA effective January 2, 1996.

Under authority of the New Mexico Hazardous Waste Act NMSA 1978 §74-4-1 *et. seq.* (Repl.Pamp. 1993) as amended, 1989, and the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1, Effective November 30, 1995), the New Mexico Environment Department (NMED) can approve deny or require additional corrective action at RCRA-regulated facilities. The NMED received a Corrective Measures Study and Corrective Measures Implementation Report submitted by **Giant Refining Company, EPA I.D. Number NMD089416416**, for conducting corrective action and groundwater monitoring and sampling at the San Juan Refinery located in Bloomfield, New Mexico.

The Administrative Record for this Corrective Measures Study (CMS) and Corrective Measures Implementation (CMI) report consists of the Discharge Plan Application, Site Investigation and Abatement Plan (CMS), Supplement to the Bloomfield Refinery Discharge Plan Application, Site Investigation and Abatement Plan (CMS [and CMI]) and an approval letter containing requirements for continuing corrective action.

The draft Permit may be reviewed at either of the following locations:

The New Mexico Environment Department
Hazardous and Radioactive Materials Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505
Monday through Friday from
8:00 AM to 5:00 PM.

Bloomfield Public Library
333 South First Street
Bloomfield, New Mexico 87413
Monday through Thursday from
10:00 AM to 8:00 PM, Friday from
10:00 AM to 5:00 PM and Saturday
from 9:00 AM to 1:00 PM.

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To obtain a copy of the CMS/CMI or any part thereof, at 25 cents per page, please contact Mr. Dave Cobrain at the above Santa Fe address or call (505) 428-2553.

Any person who wishes to comment on the CMS/CMI or to request a public hearing should submit written comments and requests, along with the commentor's name and address, to the Santa Fe address listed above. Requests for a public hearing shall state the nature of the issues proposed to be raised in the hearing and the name and address of the commentor. Only comments and/or requests received on or before **February 17, 2003** will be considered. The NMED will provide a thirty (30) day notice of a public hearing, if scheduled.

The NMED must ensure that the approved CMS/CMI is consistent with the New Mexico Hazardous Waste Management Regulations for corrective action. All written comments submitted on the CMS/CMI will be considered in formulating a final decision and may cause the CMS/CMI approval requirements to be modified. The NMED will notify Giant Refining Company, and each person who submitted a written comment during the public comment period, of the final decision.

After consideration of all written public comments received, the NMED will issue, or modify the approval requirements and issue the Corrective Measures Study/Corrective Measures Implementation. If the NMED modifies the approval requirements for the CMS/CMI, Giant Refining Company shall be provided by mail a detailed written statement of reasons for the modification. A copy of the modified approval requirements will be mailed to Giant Refining Company.