



SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau

2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Phone (505) 476-6000 Fax (505) 476-6030
www.nmenv.state.nm.us

 ENTERED



DAVE MARTIN
Secretary

BUTCH TONGATE
Acting Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

October 3, 2011

Mr. Randy Schmaltz
Environmental Superintendent
Western Refining Southwest, Inc.
P.O. Box 159
Bloomfield, NM 87413

**RE: 2011 ANNUAL FEE
WESTERN REFINING, SOUTHWEST INC-BLOOMFIELD REFINERY
EPA ID # NMD089416416**

Dear Mr. Schmaltz:

The New Mexico Environment Department (NMED) has established the 2011 Annual Fee for your facility pursuant to the Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2 NMAC. In accordance with 20.4.2.201.A NMAC, the enclosed Tables were developed from the facility permit, Part A application, or enforceable document. The tables are formatted accordingly: 1) Table A – Hazardous Waste Management Activities; 2) Table B - Corrective Action; and 3) Table C - Summary of Units.

Enclosed is the invoice for your 2011 annual fees. Under the provisions of 20.4.2.301.C NMAC “[p]ayment shall be due within sixty (60) days of receipt of the invoice unless the facility submits to NMED a written request seven (7) days prior to the end of the sixty (60) day period and receives written approval to extend the time for payment before the date payment is due.” Under the provisions of 20.4.2.302.A NMAC, “any owner or operator seeking to appeal an invoice for fees under this part must first notify the NMED in writing of the intent to appeal the invoice within thirty (30) calendar days of receipt of the invoice. The notice shall set forth the specific matters in dispute, the basis for the dispute, and any matters considered necessary for NMED’s consideration. The parties shall have thirty (30) calendar days from NMED’s receipt of notification to meet or confer with NMED to attempt to resolve the matters in the dispute. The secretary may extend deadlines under this section upon a determination that good cause exists. If an agreement is reached resolving the dispute, NMED may issue a revised invoice and the owner and operator shall comply with the terms of such agreement and revised invoice. If an agreement



**New Mexico
Environment Department
Hazardous Waste Bureau**

**Giant Refining Company
Bloomfield
P O Box 159
Bloomfield, NM 87413
Attn: Randy Schmaltz**

October 3, 2011

**Invoice # - HWB-WRB-2011-AF
Western Refining Company Bloomfield 2011 Annual Fee**

Quantity	Item	Item Cost	Total Cost
26	SWMU / AOC - First 150 units (1 to 150)	\$750.00	\$19,500.00
1	Treatment Unit	\$3,000.00	\$3,000.00
		Total Fees	\$22,500.00
		Adjustment	\$0.00
		Pay This Amount	\$22,500.00

Make Checks Payable to: NMED/HWB

Mail Checks and Invoice to:

**New Mexico Environment Department, HWB
Attn: James Valdez
2905 Rodeo Park Drive East, Bldg 1
Santa Fe, NM 87505**

State of New Mexico Use Only:

Date Received: _____
Check Number: _____
Amount Received: _____