



January 29, 1998

Dr. Robert Dinwiddie, Manager
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
2044 Galisteo
Santa Fe, New Mexico 87502

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Gallup, New Mexico
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FEB 1998

**Submittal of Resource Conservation and Recovery Act (RCRA)
Post-Closure Part B Permit Application for Land Treatment
Unit (LTU) on or before April 23, 1998**

Dear Dr. Dinwiddie:

This letter is to notify the New Mexico Environment Department (NMED) Hazardous and Radioactive Materials Bureau (HRMB) of the intent of Giant Refining Company—Ciniza Refinery (Ciniza) to submit a post-closure Part B permit application (Part B) for the Land Treatment Unit (LTU) (Permit No. NMD 000333211-2). Ciniza will submit the post-closure Part B permit application to NMED/HRMB on or before April 23, 1998, in accordance with the applicable requirements of Title 20 *New Mexico Administrative Code*, Chapter 4, Part 1, (20 NMAC 4.1), Subparts IX and IV.

The April 23, 1998 submittal date fulfills the reapplication requirement found at 20 NMAC 4.1, Subpart IX, §270.14(b), "the Permittee shall submit a new application at least 180 days before the expiration date of the effective permit" and Permit Module I. E.2, "if the Permittee wishes to continue an activity allowed by this permit after the expiration date of this permit, the Permittee shall submit a new complete application for a new permit at least 180 days before this permit expires." The complete application will include a Part A and Part B. The Part A application will include all U.S. Environmental Protection Agency hazardous waste codes and hazardous waste volumes applied to the LTU from 1988 to 1990, when hazardous waste application ceased.

20 NMAC 4.1, Subpart IX permitting regulations do not distinguish between information requirements for operating permits and post-closure permits. Therefore, Ciniza proposes to provide to NMED/HRMB in the Part B permit application the following facility-level information, found at 20 NMAC 4.1, Subpart IX, §270.14, as well as relevant unit-specific information as required at §270.20:

- General description of the facility
- Description of security procedures and equipment
- Inspection schedule
- Facility location information
- Post-closure plan
- Documentation that post-closure notices have been filed

- Post-closure cost estimate for the facility
- Proof of financial assurance
- Topographic map
- Information regarding groundwater protection (e.g., monitoring data, groundwater monitoring system design, site characterization information)
- Information regarding solid waste management units at the facility

We are including the Post-Closure Permit Application Checklist, Revision 2, 1985 (No. 0674W) that Ciniza is using as a guide to develop the Part B for use in your review.

The Part B permit application will include the revised LTU Closure Plan/Characterization Plan required to be submitted within the 180 days of receipt of your October 26, 1997 letter. The revised closure plan will respond to the regulatory requirements and the concerns identified in the October 26, 1997 letter. Ciniza will continue to comply with all permit conditions.

Finally, we request that you include our post-closure permit application in your 1998 review cycle. Thank you very much for your time and consideration in this matter.

Sincerely,



Dorinda Mancini
Environmental Manager
Ciniza Refinery

DM/SC/JB
Enclosure

cc with enclosure:

Kathleen O'Leary, Corporate Counsel, Giant Refining Company
David C. Pavlich, Manager, Health, Safety & Environment, Giant Refining Company
Steve Pullen, Environmental Scientist, NMED/HRMB

cc without enclosure:

Dick Platt, Refinery Manager, Ciniza Refinery
Benito J. Garcia, Bureau Chief, NMED/HRMB
Steve Morris, Environmental Specialist, Ciniza Refinery