

Affidavit of Public ~~Con~~

Giant - Cimiza

STATE OF NEW MEXICO ) SS
COUNTY OF MCKINLEY

REV GREG 100

RANGEL, LYDIA being duly sworn upon oath, deposes and says:

As LEGALS CLERK of The Independent, a newspaper published in and having a general circulation in McKinley County, New Mexico and in the City of Gallup, New Mexico and having a general circulation in Cibola County, New Mexico and in the City of Grants, New Mexico and having a general circulation in Apache County, Arizona and in the City of St. Johns and in the City of Window Rock, Arizona therein: that this affiant makes this affidavit based upon personal knowledge of the facts herein sworn to. That the publication, a copy of which is hereto attached was published in said newspaper during the period and time of publication and said notice was published in the newspaper proper, and not in a supplement thereof,

for one time, the first publication being on the 22nd day of May, 2000 the second publication being on the day of 20 the third publication on the day of 20

and the last publication being on the day of 20

That such newspaper, in which such notice or advertisement was published, is now and has been at all times material hereto, duly qualified for such purpose, and to publish legal notices and advertisements within the meaning of Chapter 12, of the statutes of the State of New Mexico, 1941 compilation.

Lydia Rangel Affiant.

Sworn and subscribed to before me this 27th day of July, A.D., 2000

Doree Chazy Notary Public

My commission expires June 22, 2001

LEGAL NOTICE Santa Fe County New Mexico

PUBLIC NOTICE #00-05 NEW MEXICO ENVIRONMENT DEPARTMENT HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU Santa Fe, New Mexico 87502

May 22, 2000

NOTICE OF INTENT TO ISSUE A POST-CLOSURE CARE PERMIT FOR A LAND TREATMENT UNIT

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 1971 ss74-4-1 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 issue, renew, revoke, suspend or deny, Operating Permits. The NMED received a Permit renewal application submitted by Giant Refining Company, EPA I.D. Number NMD000333211, for closure and post-closure care of a Subtitle C Land Treatment Unit.

The Administrative Record for this draft Permit consists of the Permit Application, draft Permit and a fact sheet.

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

The New Mexico Environment Department Hazardous and Radioactive Materials Bureau 2044-A Galisteo Street Santa Fe, New Mexico 87505 Monday through Friday from 8:00 AM to 5:00 PM.

Octavia Fellin Public Library 115 West Hill Avenue Gallup, New Mexico 87301 Monday through Thursday from 9:00 AM to 8:00 PM, Friday and Saturday from 10:00 AM to 6:00 PM.

To obtain a copy of the draft Permit or any part thereof, at 35 cents per page, please contact Mr. Dave Cobrain at the above Santa Fe address or call (505) 827-1561 extension 1073.

Any person who wishes to comment on the draft Permit or to request a public hearing should submit written comments and requests, along with the commentator'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 commentator. Only comments and/or requests received on or before July 6, 2000 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 draft Permit is consistent with the New Mexico Hazardous Waste Management Regulations for Permits. All written comments submitted on the draft Permit will be considered in formulating a final decision and may cause the draft Permit 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 and issue the Land Treatment Unit Post-closure Care Permit. If the NMED modified and issues the Permit, Giant Refining Company shall be provided by mail a detailed written statement of reasons for the modification. A copy of the modified Permit will be mailed to Giant Refining Company. Legal #1006 Published in The Independent May 22, 2000.