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Governor

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Lieutenant Governor

GRCC
NEW MEXICO
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau

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RON CURRY
Secretary

JON GOLDSTEIN
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

August 27, 2009

Mr. Ed Riege
Environmental Superintendent
Western Refining, Southwest Inc., Gallup Refinery
Route 3, Box 7
Gallup, New Mexico 87301

**RE: INTERIM MEASURES WORK PLAN REQUIREMENTS
WESTERN REFINING COMPANY, SOUTHWEST, INC.,
GALLUP REFINERY; EPA ID # NMD000333211
HWB-GRCC-MISC**

Dear Mr. Riege:

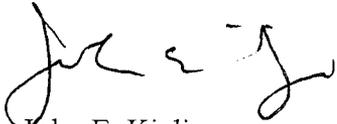
The EPA Compliant and Consent Agreement and Final Order (CAFO) requires Western Refining Southwest, Inc., Gallup Refinery (Gallup) to submit to the New Mexico Environment Department (NMED) an Interim Measures Work Plan (Work Plan) pursuant to Section IV (Compliance Order) item 100) D. The objective of the Work Plan is to monitor Gallup's ability to prevent discharge of hazardous waste into Aeration Lagoon 1 and Aeration Lagoon 2 (AL-1 and AL-2). The CAFO states "[d]ischarge of any hazardous wastewater to any surface impoundment shall cease within 120 days following NMED's approval of the Interim Measures Workplan, unless such discharge complies with applicable RCRA requirements."

This letter provides general requirements that need to be included in the Work Plan. The Work Plan must identify the interim measures that will be implemented to eliminate wastewater characteristically hazardous for benzene from entering AL-1 and AL-2. Gallup must continue to sample the effluent wastewater at their current frequency to demonstrate compliance and consistently achieve the discharge limit below 0.5 mg/L during the initial 120 days after the effective date of the CAFO. In addition, Gallup must measure effluent flow rates during that same time period from the waste streams discharging to AL-1 and EP-1 on a weekly basis. The flow rate measurements must be submitted to NMED on the first day of each month. Reporting the flow rate data by e-mail is acceptable.

Ed Riege
Gallup Refinery
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If you have questions regarding this letter please contact Hope Monzeglio of my staff at 505-476-6045.

Sincerely,



John E. Kieling
Program Manager
Permits Management Program
Hazardous Waste Bureau

cc: D. Cobrain NMED HWB
H. Monzeglio NMED HWB
C. Chavez, OCD
A. Allen, Western Refining Southwest, Inc.
D. Edelstein, EPA Region 6
J. Dougherty, EPA Region 6
File: Reading File and GRCC 2009 File
HWB-GRCC-MISC