

WRG



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July 19, 2010

Mr. James P. Bearzi  
Chief – Hazardous Waste Bureau  
New Mexico Environment Department  
2905 Rodeo Park Drive East, Building 1  
Santa Fe, NM 87505-6303



RE: NMED's "NOTICE OF DISAPPROVAL  
RAILROAD RACK LAGOON OVERFLOW DITCH AND FAN-OUT AREA,  
SWMU No. 8 SUBSURFACE INVESTIGATION FINAL REPORT  
WESTERN REFINING COMPANY SOUTHWEST, INC., GALLUP REFINERY EPA  
ID # NMD000333211  
HWB-WRG-10-002"

Dear Mr. Bearzi:

The purpose of this letter is to request an extension for a revised report as requested in the New Mexico Environment Department's (NMED) comments to the *Railroad Rack Lagoon Overflow Ditch and Fan-Out Area, SWMU No. 8, Subsurface Investigation Final Report (Report)*, dated January 6, 2010, submitted on behalf of Western Refining Company Southwest Inc., Gallup Refinery (Western). NMED issued comments to the Report in a *Notice of Disapproval (NOD)*, dated May 12, 2010.

The final comment in the May 12 NOD requested that Western address all comments contained in the NOD and, "submit a revised Work Plan to NMED and OCD on or before July 20, 2010. The revised Report must be accompanied by a response letter that details where all revisions have been made, cross-referencing NMED's numbered comments. In addition, the Permittees must submit a redline-strikeout version that includes all changes and edits to the Report (electronic copy) with the response to this NOD."

During a phone call between Western and NMED on July 19, 2010, NMED clarified that a revised Report, not Work Plan, will be required. Western responded to NMED's NOD in a letter dated June 22, 2010. In this correspondence, Western proposed methods to revise the Report based on the comments that NMED issued in the NOD. NMED has not yet responded to the June 22 correspondence. Western is hesitant to update the Report until NMED replies to the June 22 correspondence due to the fact that the several revisions will be dependent on NMED's response. Therefore, Western is requesting an extension of the July 20, 2010 due date. Assuming NMED replies to the June 22 correspondence by July 30, 2010, and that NMED generally agrees that the revisions proposed in the June 22 correspondence will address NMED's comments, Western requests that the due date for the revised Report be extended to August 31, 2010. If you have any questions, or if we can be of further service to you, please do not hesitate to call me at (505) 722-0217.

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Sincerely,  
Western Refining Company



Ed Riege  
Environmental Manager

697-039-001

Attachments

cc: H. Monzeglio NMED HWB  
K. Van Horn NMED HWB  
C. Chavez, OCD  
File: Reading File and WRG 2010 File HWB-WRG-10-002