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RYAN FLYNN
Cabinet Secretary
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Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

March 11, 2016

Mr. Ed Riege
Environmental Manager
Western Refining, Southwest Inc., Gallup Refinery
92 Giant Crossing Road
Gallup, New Mexico 87301

**RE: REJECTION
REVISED FACILITY-WIDE GROUND WATER MONITORING
WORK PLAN – 2012 UPDATES; 2013 UPDATES; 2014 UPDATES FOR 2015
WESTERN REFINING SOUTHWEST INC., GALLUP REFINERY
EPA ID # NMD000333211
HWB-WRG-13-002
HWB-WRG-14-002
HWB-WRG-15-001**

Dear Mr. Riege:

The New Mexico Environment Department (NMED) has reviewed the revised *Facility-Wide Ground Water Monitoring Work Plan -- 2012 Updates – 2013 Updates – 2014 Updates for 2015* (Work Plan) dated September 21, 2015 submitted on behalf of Western Refining Southwest Inc., Gallup Refinery (Permittee) and hereby issues this Rejection of the Work Plan in accordance with Permit Section I.J.11.

NMED's July 24, 2015 *Approval with Modifications* required the Permittee to make all required changes to the most recent version (2014) of the Work Plan, revise the 2014 Work Plan and resubmit it for NMED's review rather than submitting revisions to all three work plans. The Permittee submitted a comment response letter, a red-line strikeout, and replacement pages rather than a full, revised Work Plan. The disc included with the submittal provided only the red-line strikeout of the Work Plan and tables and did not provide the full, revised Work Plan.

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Additionally, rather than submit Table 1 as a clean revised table, the Permittee made changes to the table in red font. NMED had required that the Permittee provide a redline version of Table 1 to show the revisions and also provide a clean revised Table 1 with the revised Work Plan.

NMED and OCD required that the Permittee provide a table which shows the current approved monitoring schedule and analytical suites, the Permittee's requested changes to the schedule and analytical suites, and the rationale for the requested changes. The Permittee provided a Table 2 (Requested/Approved Changes to the Groundwater Monitoring Schedule). Table 2 includes columns for "2014 Requested Changes" and "Approved Changes to Date Per NMED 7/24/2015" but does not include the rationale for requesting these changes. In addition, the "Approved Changes to Date..." column does not include approved changes, but includes requests for changes. Modifications to Table 1 shall reflect NMED and OCD's approval of any requested changes. Modify Table 2 to provide the following information: the most current, approved sampling program; the Permittee's requested changes and the rationale for the requested changes.

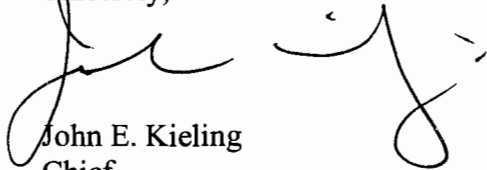
Additionally, the Permittee's response to NMED's Comment 10e did not clarify where the requirement for additional sampling originated. NMED was not able to find any comments regarding the statement in Table 1 "[a]ll wells including the recovery wells containing separate phase hydrocarbons" for annual sampling requirements. The Permittee must clarify where this statement originated.

The Permittee must revise and re-submit a full, complete version of the 2014 Work Plan. The submittal must include two bound paper copies and also an electronic copy. The revised Work Plan must be submitted on or before **April 18, 2016**.

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If you have questions regarding this Rejection, please contact Kristen Van Horn of my staff at 505-476-6046.

Sincerely,



John E. Kieling
Chief
Hazardous Waste Bureau

cc: D. Cobrain NMED HWB
N. Dhawan NMED HWB
K. Van Horn NMED HWB
C. Chavez OCD
A. Hains WRG
C. Johnson WRG
L. King EPA Region 6

File: Reading File and WRG 2016 File
HWB-WRG-13-002
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HWB-WRG-15-001