



DEPARTMENT OF THE ARMY  
U.S. ARMY GARRISON WHITE SANDS  
100 Headquarters Avenue  
WHITE SANDS MISSILE RANGE, NEW MEXICO 88002-5000



REPLY TO  
ATTENTION OF  
Directorate of Public Works

JAN 31 2011

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

**Subject: Petition to Perform Class III Modifications to Change the Status of Solid Waste Management Units 19, 47, 48, 63, 64, 108, 157, 158, 159, 164, 167, 168 and 198 from Corrective Action Required to Corrective Action Complete or Corrective Action Complete with Controls, White Sands Missile Range RCRA Part B Permit (No. NM2750211235), January 2011**

Dear Mr. Bearzi:

Enclosed for your review is the document submittal titled: Petition to Perform Class III Modifications to Change the Status of Solid Waste Management Units 19, 47, 48, 63, 64, 108, 157, 158, 159, 164, 167, 168 and 198 from Corrective Action Required to Corrective Action Complete or Corrective Action Complete with Controls, White Sands Missile Range RCRA Part B Permit (No. NM2750211235).

The enclosed document replaces the document that was previously submitted in March 2010, titled: Petition to Perform Class III Modifications to Remove Solid Waste Management Units (SWMUs) 19, 47, 48, 63, 64, 108, 157, 158, 159, 167 and 168 from the White Sands Missile Range RCRA Part B Permit HSWA Module, Identification No. NM2750211235. This new submittal reflects a change to add SWMU 164 (AMRAD UST Site) and SWMU 198 (Launch Complex (LC-38) Diesel Fuel Oil Release Site). This change was made based on direction by the New Mexico Environment Department's (NMED's) Hazardous Waste Bureau during a January 9, 2011 phone call between Dave Cobrain of the NMED and Laurie Rodriguez of ARCADIS.

The SWMUs that are the subject of the petition to perform a Class III permit modification are:

- SWMU 19 - Steam Wash Pad & Oil/water Separator @ Building 1753 (includes former SWMU 20, which was recently combined with SWMU 19 and named SWMU 19)

- SWMUs 47 and 48 - Former North Oscura Peak Landfills (includes former SWMU 49, which was recently combined with SWMU 48 and named SWMU 48).
- SWMU 63 – Former Main Post Landfill 1A
- SWMU 64 – Former Main Post Landfill 2A
- SWMU 108 – Vapor Extraction Well at TTF
- SWMU 157, 158 and 159 – Former Oscura Range Center Landfills
- SWMU 167 – Malpais Site
- SWMU 168 – Lance Missile Impact Site
- SWMU 164 - AMRAD UST Site
- SWMU 198 - Launch Complex 38 (LC-38) Diesel Fuel Oil Release Site

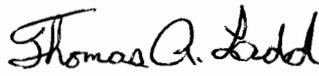
Also enclosed are the proofs of publication for the public notice made on January 23, 2011 pertaining to this petition. The 60-day comment period began on January 24, 2011. A public meeting is scheduled for 6:30 pm on February 17, 2011 at the Thomas Branigan Memorial Library in Las Cruces, NM.

*“I certify under penalty of law that this document and all attachments were prepared under my direction or supervision according to a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”*

Should you have any questions regarding this matter, please contact Mr. Benito Avalos of our Environmental Compliance Branch at (575) 678-2225.

I am forwarding this letter with enclosure (1 print copy w/CD) to Ms. Kristen VanHorn NMED-HWB; and without enclosure to Mr. Dave Cobrain, NMED-HWB; Mr. John Kieling, NMED-HWB; Mr. Chuck Hendrickson, EPA Region VI; Ms. Laurie Rodriguez, ARCADIS.

Sincerely,

  
Thomas A. Ladd  
Director, Public Work

Enclosure

# LAS CRUCES SUN-NEWS

## PROOF OF PUBLICATION

I, being duly sworn, David Adams deposes and says that he is the Controller of the Las Cruces Sun -News, a newspaper published daily in the county of Dona Ana, State of New Mexico; that the notice 44999 is an exact duplicate of the notice that was published once a week/day in regular and entire issue of Alamogordo Daily News newspaper and not in any supplement thereof for 1 consecutive week(s)/day(s), the first publication was in the issue dated

January 23, 2011 and the last publication was January 23, 2011

Despondent further states this newspaper is duly qualified to publish legal notice or advertisements within the meaning of Sec. Chapter 167, Laws of 1937.

Signed



Controller  
Official Position

## STATE OF NEW MEXICO

ss.

County of Dona Ana

Subscribed and sworn before me this

24<sup>th</sup> day of January 2011



Notary Public in and for  
Dona Ana County, New Mexico

March 29, 2011

My Term Expires

## NOTICE OF PUBLICATION

White Sands Missile Range  
White Sands, New Mexico

Notice is hereby given that pursuant to New Mexico Environment Department (NMED) Regulations a petition for a Class 3 Permit Modification for the White Sands Missile Range is being submitted to the New Mexico Environment Department, Hazardous Waste Bureau, 2905 Rodeo Park Drive East, Bldg 1, Santa Fe, New Mexico 87505, Telephone (505) 476-6000:

The Department of the Army, U.S. Army Garrison White Sands, 100 Headquarters Avenue, White Sands Missile Range (WSMR), New Mexico 88002-5000 is submitting petitions for Class 3 Permit modifications to change the status of the following sites at WSMR located near Las Cruces in Doña Ana, Otero, Sierra, Lincoln, and Socorro Counties from Corrective Action Required to Corrective Action Complete: Solid Waste Management Units 19, 47, 48, 63, 64, 108, 157, 158, 159, 164, 167, 168 and 198.

A 60 day comment period will begin on January 24, 2011. Any interested person may submit comments to John E. Kieling, Program Manager, New Mexico Environment Department, Hazardous Waste Bureau, 2905 Rodeo Park Drive East, Bldg 1, Santa Fe, New Mexico 87505-6303, Telephone (505) 476-6000 during the 60 day comment period.

A public meeting will be held on February 17, 2011 at 6:30 PM at the Thomas Branigan Memorial Library located at 200 E. Picacho Ave., Las Cruces, NM

Interested persons may obtain further information from the permittee's contact person Benito Avalos, White Sands Missile Range, (575) 678-5359 and/or the NMED's contact person John E. Kieling, NMED, (505) 476-6000. A copy of the petitions may be viewed at the Thomas Branigan Memorial Library from 8:00 a.m. to 9:00 p.m., Monday through Thursday during the comment period. The permittee's compliance history during the life of the permit being modified is available from the Agency contact person.

Publication # 44999  
Publication Date: Jan 23, 2011.



OFFICIAL SEAL  
JUDY M. LUNA  
NOTARY PUBLIC - STATE OF NEW MEXICO

My commission expires: 3/29/2011

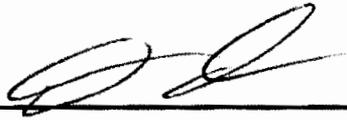
# LAS CRUCES SUN-NEWS

## PROOF OF PUBLICATION

I, being duly sworn, David Adams deposes and says that he is the Controller of the Las Cruces Sun -News, a newspaper published daily in the county of Dona Ana, State of New Mexico; that the notice 44999 is an exact duplicate of the notice that was published once a week/day in regular and entire issue of said newspaper and not in any supplement thereof for 1 consecutive week(s)/day(s), the first publication was in the issue dated January 23, 2011 and the last publication was January 23, 2011

Dependent further states this newspaper is duly qualified to publish legal notice or advertisements within the meaning of Sec. Chapter 167, Laws of 1937.

Signed



Controller  
Official Position

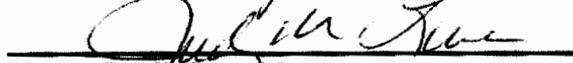
## STATE OF NEW MEXICO

ss.

County of Dona Ana

Subscribed and sworn before me this

24<sup>th</sup> day of January 2011



Notary Public in and for  
Dona Ana County, New Mexico

1 March 29, 2011  
My Term Expires

## NOTICE OF PUBLICATION

White Sands Missile Range  
White Sands, New Mexico

Notice is hereby given that pursuant to New Mexico Environment Department (NMED) Regulations a petition for a Class 3 Permit Modification for the White Sands Missile Range is being submitted to the New Mexico Environment Department, Hazardous Waste Bureau, 2905 Rodeo Park Drive East, Bldg 1, Santa Fe, New Mexico 87505, Telephone (505) 476-6000:

The Department of the Army, U.S. Army Garrison White Sands, 100 Headquarters Avenue, White Sands Missile Range (WSMR), New Mexico 88002-5000 is submitting petitions for Class 3 Permit modifications to change the status of the following sites at WSMR located near Las Cruces in Doña Ana, Otero, Sierra, Lincoln, and Socorro Counties from Corrective Action Required to Corrective Action Complete: Solid Waste Management Units 19, 47, 48, 63, 64, 108, 157, 158, 159, 164, 167, 168 and 198.

A 60 day comment period will begin on January 24, 2011. Any interested person may submit comments to John E. Kieling, Program Manager, New Mexico Environment Department, Hazardous Waste Bureau, 2905 Rodeo Park Drive East, Bldg 1, Santa Fe, New Mexico 87505-6303, Telephone (505) 476-6000 during the 60 day comment period.

A public meeting will be held on February 17, 2011 at 6:30 PM at the Thomas Branigan Memorial Library located at 200 E. Picacho Ave., Las Cruces, NM

Interested persons may obtain further information from the permittee's contact person Benito Avalos, White Sands Missile Range, (575) 678-5359 and/or the NMED's contact person John E. Kieling, NMED, (505) 476-6000. A copy of the petitions may be viewed at the Thomas Branigan Memorial Library from 8:00 a.m. to 9:00 p.m., Monday through Thursday during the comment period. The permittee's compliance history during the life of the permit being modified is available from the Agency contact person.

Publication # 44999  
Publication Date: Jan 23, 2011.



OFFICIAL SEAL  
JUDY M. LUNA  
NOTARY PUBLIC - STATE OF NEW MEXICO

My commission expires: 3/29/2011

**NOTICE OF PUBLICATION**

White Sands Missile Range  
White Sands, New Mexico

Notice is hereby given that pursuant to New Mexico Environment Department (NMED) Regulations a petition for a Class 3 Permit Modification for the White Sands Missile Range is being submitted to the New Mexico Environment Department, Hazardous Waste Bureau, 2905 Rodeo Park Drive East, Bldg 1, Santa Fe, New Mexico 87505, Telephone (505) 476-6000.

The Department of the Army, U.S. Army Garrison White Sands, 100 Headquarters Avenue, White Sands Missile Range (WSMR), New Mexico 88002-5000 is submitting petitions for Class 3 Permit modifications to change the status of the following sites at WSMR located near Las Cruces in Dona Ana, Otero, Sierra, Lincoln, and Socorro Counties from Corrective Action Required to Corrective Action Complete: Solid Waste Management Units 19, 47, 48, 63, 64, 108, 157, 158, 159, 164, 167, 168 and 198.

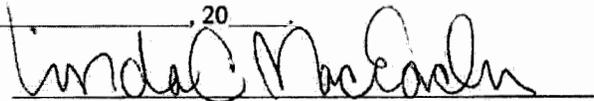
A 60 day comment period will begin on January 24, 2011. Any interested person may submit comments to John E. Kieling, Program Manager, New Mexico Environment Department, Hazardous Waste Bureau, 2905 Rodeo Park Drive East, Bldg 1, Santa Fe, New Mexico 87505-6303, Telephone (505) 476-6000 during the 60 day comment period.

A public meeting will be held on February 17, 2011 at 8:30 PM at the Thomas Branigan Memorial Library located at 200 E. Picacho Ave., Las Cruces, NM

Interested persons may obtain further information from the permittee's contact person Benito Aya-

**STATE OF NEW MEXICO**  
**County of Bernalillo**                      **SS**

Linda MacEachen, being duly sworn, declares and says that she is Classified Advertising Manager of **The Albuquerque Journal**, and that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, and that payment therefore has been made or assessed as court cost; that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 1 times, the first publication being on the 23 day of January, 2011, and the subsequent consecutive publications on \_\_\_\_\_

\_\_\_\_\_, 20\_\_\_\_\_  


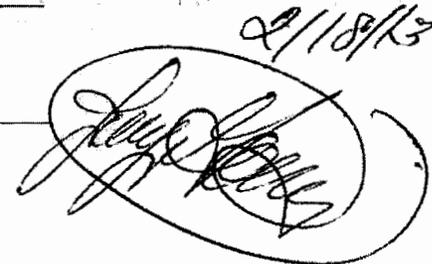
Sworn and subscribed before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 23 day of January of 2011.

PRICE \$ 47.19

Statement to come at end of month.

ACCOUNT NUMBER C 82365

CLA-22-A (R-1/93)

  
2/18/13