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*State of New Mexico*  
**ENVIRONMENT DEPARTMENT**

*Hazardous Waste Bureau*  
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**RON CURRY**  
SECRETARY

**DERRITH WATCHMAN-MOORE**  
DEPUTY SECRETARY

**PUBLIC NOTICE NO. 05-03**

**NEW MEXICO ENVIRONMENT DEPARTMENT**  
**HAZARDOUS WASTE BUREAU**  
**Santa Fe, New Mexico**  
**May 13, 2005**

**NOTICE OF PUBLIC COMMENT PERIOD AND INTENT TO APPROVE A PERMIT  
MODIFICATION TO THE UNITED STATES AIR FORCE/KIRTLAND AIR FORCE  
BASE'S RCRA PERMIT**

Under authority of the New Mexico Hazardous Waste Act (Section 74-4-1 *et seq.*, NMSA 1978, as amended, 1992) and the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC), the New Mexico Environment Department (NMED) can approve or deny hazardous waste permits, closure plans, permit modifications, and amendments. Under this authority, NMED intends to approve, pending public input into this decision, a modification to the RCRA permit issued to the United States Air Force/Kirtland Air Force Base (Permittee), New Mexico, EPA ID# NMD9570024423.

Kirtland Air Force Base (KAFB) is located in Bernalillo County, New Mexico, south and adjacent to the City of Albuquerque. KAFB cover 52,223 acres on a high, arid mesa approximately five miles east of the Rio Grande. KAFB is bounded on the north and northwest by the City of Albuquerque, on the east by the Cibola National Forest, on the south by the Pueblo of Isleta, and on the west by land owned by the State of New Mexico and the Albuquerque International Airport. KAFB was originally named Oxnard Field and began operation in 1928. In 1981 KAFB began the Installation Restoration Program (IRP) that completed a Phase I Records search of potential contaminated sites. A Resource Conservation and Recovery Act (RCRA) Part B operating permit was issued to KAFB on October 10, 1990. As a result of the facility's operations and from approximately 1944 to present, KAFB has generated, treated, stored, disposed of, and otherwise handled solid wastes, hazardous wastes, hazardous waste constituents, and radioactive wastes. Today, KAFB continues this mission and is one of the nation's leading research, development, test, and evaluation facilities and is home to the 377<sup>th</sup> Air Base Wing, KAFB's host organization.

The Permittee is located at the following address: Kirtland Air Force Base, 2000 Wyoming Blvd., SE, Kirtland AFB, NM, 87117-5000. The Permittee's primary contact for the action is: Mr. Carl J. Lanz, Chief, Restoration Section, Environmental Management Branch, 377 MSG/CEV, 2050 Wyoming Blvd., Suite 118, Albuquerque, New Mexico 87117-5270.

If approved, the proposed modification would grant No-Further-Action (NFA) status for eleven (11) SWMUs/AOCs. Table A, Module IV of KAFB’s RCRA Permit, lists SWMUs at the KAFB facility where corrective action may be necessary to characterize and/or remediate past releases of hazardous wastes or hazardous waste constituents. If this modification is approved by NMED, the 11 SWMUs/AOCs would be transferred from Table A to Table B as SWMUs/AOCs that have been approved for NFA.

Six of the SWMUs (SS-82, SS-103, 6-A1, LF-56, SS-65, and ST-60) are proposed for NFA by the Permittee on the basis that they were characterized and/or remediated in accordance with current applicable state or federal regulations. Five of the SWMUs (OT-86, 8-49, ST-59, DP-67, and RW-85) are proposed for NFA on the basis that no release to the environment has occurred nor is likely to occur in the future.

	<b>SWMU/AOC ID Number</b>	<b>SWMU/AOC Name</b>
1	SS-82	Air Force Weapons Laboratory/Los Alamos Scientific Laboratories Electromagnetic Pulse Calibration and Simulation Facility (App.V)
2	SS-103	Jet Engine Test Cell Fuel Line Spill Site (App. V)
3	6-A	Radioactive Burial Site 7 (RW-21) (App. IV)
4	OT-86	Former Small-Arms Ranges Disposal Pit, Bldg. 29015 (App. V)
5	LF-56	Landfill D (App. II)
6	8-49	Bldg. 20677, Fuel Shop Battery (SS-61) (App. III)
7	SS-65	Horizontal Polarized Dipole (HPD) Drum Rack (ST-338) (App. II)
8	ST-59	Bldg. 768, Armament Research Test (ART) Drum (App. II)
9	ST-60	Bldg. 765, Armament Research Test (ART) Facility Drain Pit (App. II)
10	DP-067	Three Mine Shafts (App. V)
11	RW-085	Manzano Weapons Storage Area (MWSA) Maintenance Bldg. (App. V)

**PUBLIC REVIEW OF THE ADMINISTRATIVE RECORD**

The Administrative Record for this proposed action consists of the KAFB Permit Modification Request, Fact Sheet/Statement of Basis, this Public Notice, the draft Permit that consists of the proposed Tables A and B, and the referenced supporting documentation. The Administrative Record may be reviewed at the following location during the public comment period:

NMED – Hazardous Waste Bureau  
2905 Rodeo Park Drive East, Building 1  
Santa Fe, New Mexico 87505-6303  
(505) 428-2500  
*Monday - Friday from 8:00 a.m. to 5:00 p.m.*

The KAFB Permit Modification Request, the Fact Sheet / Statement of Basis, the Public Notice, and the draft Permit may be reviewed at the following locations during the public comment period:

NMED-District 1 Albuquerque Office  
5500 San Antonio NE  
Albuquerque, New Mexico 87109  
(505) 222-9500  
*Monday - Friday from 8:00 a.m. to 5:00 p.m.*

Government Information Department  
Zimmerman Library  
University of New Mexico  
Albuquerque, NM 87131  
*(505) 277-5441*

A copy of the Fact Sheet / Statement of Basis, the Public Notice, and the draft Permit that consists of the proposed Tables A and B are also available on the NMED website at: [www.nmenv.state.nm.us/HWB/kafbperm.html](http://www.nmenv.state.nm.us/HWB/kafbperm.html). To obtain a copy of the Administrative Record or a portion thereof, in addition to further information please contact Ms. Pam Allen at (505) 428-2531, or at the address given above. NMED will provide copies, or portions thereof, of the administrative record at a cost to the requestor.

NMED issues this public notice on **May 13, 2005** to announce the beginning of a 45-day comment period that will end at **5:00 p.m., June 27, 2005**. Any person who wishes to comment on this action or request a public hearing should submit written or electronic mail (e-mail) comment(s) with the commenter's name and address to the respective address below. Only comments and/or requests received on or before **5:00 p.m., June 27, 2005** will be considered.

John E. Kieling, Program Manager  
Hazardous Waste Bureau - New Mexico Environment Department  
2905 Rodeo Park Drive East, Building 1  
Santa Fe, NM 87505-6303  
Or via e-mail: [hazardous\\_waste\\_comment@nmenv.state.nm.us](mailto:hazardous_waste_comment@nmenv.state.nm.us)  
Ref: Kirtland AFB – 11 No Further Actions (May 13, 2005)

Written comments must be based on the administrative record. Documents in the administrative record need not be re-submitted if expressly referenced by the commenter. Requests for a public hearing shall provide: (1) a clear and concise factual statement of the nature and scope of the interest of the person requesting the hearing; (2) the name and address of all persons whom the requestor represents; (3) a statement of any objections to the proposed action, including specific references; and (4) a statement of the issues which such persons proposes to raise for consideration at the hearing. Written comment and requests for Public Hearing must be filed with Mr. John Kieling on or before **5:00 p.m., June 27, 2005**. The NMED will provide a thirty (30) day notice of a public hearing, if scheduled.

The NMED must ensure that the approved final Permit is consistent with the New Mexico Hazardous Waste Management Regulations. All written comments submitted on the draft Permit will become part of the administrative record, will be considered in formulating a final decision, and may cause the draft Permit to be modified. NMED will respond in writing to all significant public comment. The response will specify which provisions, if any, of the draft Permit have been changed in the final Permit decision, and the reasons for the change. This response will also be posted on the NMED website in addition to NMED notifying all persons providing written comments.

After consideration of all written public comments received, NMED will issue, or modify and issue, the Permit. If NMED modifies and issues the Permit, the Permittee shall be provided by mail a copy of the modified Permit and a detailed written statement of reasons for the modifications. The NMED Secretary will make the final Permit decision publicly available and shall notify the Permittee by certified mail. The Secretary's decision shall constitute a final agency decision and may be appealed as provided by the Hazardous Waste Act. All persons on the mailing list, or that provided written comments, or who requested notification in writing, will be notified of the final decision by mail.

The final decision will become effective thirty days after service of the decision, unless a later date is specified or review is requested under the New Mexico Hazardous Waste Management Regulations, 20.4.1 NMAC, Section 901.E., *Hearings*.

#### **ARRANGEMENTS FOR PERSONS WITH DISABILITIES**

Persons having a disability and requiring assistance or auxiliary aid to participate in this process should contact Judy Bentley at the New Mexico Environment Department, Personnel Services Bureau, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, New Mexico, 87502, telephone 505-827-9872. TDY users please access her number via the New Mexico Relay Network at 1-800-659-8331.