State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Telephone (505) 476-6000
Fax (505) 476-6030
www.nmenv.state.nm.us

BILL RICHARDSON
GOVERNOR

RON CURRY
SECRETARY

CINDY PADILLA
DEPUTY SECRETARY

May 11, 2007

SUBJECT: EXTENSION OF THE PUBLIC COMMENT PERIOD ON THE DRAFT HAZARDOUS WASTE PERMIT FOR NATIONAL AERONAUTICS AND SPACE ADMINISTRATION – WHITE SANDS TEST FACILITY

Dear Interested Citizen:

Attached is a public notice extending the period for submission of public comments and requests for public hearing on the draft Hazardous Waste Facility Permit for the National Aeronautics and Space Administration (NASA) White Sands Test Facility (WSTF). On March 19, 2007, the New Mexico Environment Department (NMED) issued an initial public notice to submit public comment and requests for public hearing by May 18, 2007. Since issuance of that initial notice, NMED has received a request to extend the public comment period from NASA-WSTF, the Applicant.

The public comment period shall be extended for an additional thirty (30) day period. NMED will now receive comments and requests for public hearing through **5:00 p.m., June 18, 2007.**

The enclosed Public Notice provides locations where the administrative record, including the Permit Application, draft Permit, Fact Sheet, and supporting documentation, for this action can be reviewed, and provides procedures for submitting comments and requesting a Public Hearing. Comments and requests for Public Hearing will be received through **5:00 p.m.** on **June 18, 2007**.

Any person seeking additional information regarding this notice may contact:

Mr. John E. Kieling
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505

Email: john.kieling@state.nm.us
Telephone: (505) 476-6000
Fax: (505) 476-6030

Sincerely,

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

State of New Mexico
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PUBLIC NOTICE No. 07-06

NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS WASTE BUREAU
SANTA FE, NEW MEXICO 87505
MAY 11, 2007

EXTENSION OF PUBLIC COMMENT PERIOD

CONCERNING THE DRAFT HAZARDOUS WASTE PERMIT FOR THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION WHITE SANDS TEST FACILITY EPA ID NO. NM8800019434

This is a notice extending the period for submission of public comments and requests for public hearing on the draft Hazardous Waste Facility Permit for the National Aeronautics and Space Administration (NASA) White Sands Test Facility (WSTF). On March 19, 2007, the New Mexico Environment Department (NMED) issued an initial public notice to submit public comment and requests for public hearing by May 18, 2007. Since issuance of that initial notice, NMED has received a request to extend the public comment period from NASA-WSTF, the Applicant.

The public comment period shall be extended for an additional thirty (30) day period. NMED will now receive comments and requests for public hearing through **5:00 p.m., June 18, 2007.**

PUBLIC REVIEW OF THE DRAFT PERMIT

The Administrative Record for this proposed action consists of the draft Permit, Public Notice, Fact Sheet, NASA-WSTF Permit Application, and supporting documentation. The Administrative Record may be reviewed, with prior appointment, 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
Phone: (505) 476-6000
Monday – Friday: 8:00 a.m. to 5:00 p.m.
Contact: *Pam Allen*

A copy of the draft Permit, Public Notice, and Fact Sheet, and are also available on the NMED website at www.nmenv.state.nm.us/HWB/nasaperm.html under Draft Permit. To obtain a copy of the Administrative Record or a portion thereof, please contact Ms. Pam Allen at (505) 476-6000, or at 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 11, 2007**, to announce the extension the comment period that will end at **5:00 p.m., June 18, 2007**. Any person who wishes to comment on the draft Permit 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 before **5:00 p.m.** on **June 18, 2007** will be considered.

John E. Kieling, Program Manager
Hazardous Waste Bureau - New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
E-mail: john.kieling@state.nm.us
Ref: NASA-WSTF draft Permit

Written comments must be based on all reasonably available information and include, to the extent practicable, all referenced factual materials. Documents in the administrative record need not be resubmitted 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 draft Permit, including specific references to any Permit conditions being addressed; and (4) a statement of the issues which the commenter 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 18, 2007**. NMED will provide a thirty (30) day notice of a public hearing, if granted.

NMED must ensure that the approved draft Permit is consistent with the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC). All written comments submitted on the draft Permit will be considered in formulating a final decision and may cause the draft Permit to be modified. NMED will respond in writing to all public comments. NMED's response will specify which provision, if any, of the draft Permit have been changed in the final Permit decision, the reasons for the change, and briefly describe and respond to all public comments on the draft Permit or the Permit application raised during the public comment period. All persons presenting written comments or who requested notification in writing will be notified of NMED's decision by mail. This response will also be posted on the NMED website.

After consideration of all the written public comments received, NMED will issue, or modify and issue the Permit. If NMED modifies and issues the Permit, the applicant shall be provided by mail a copy of the modified Permit and a detailed written statement of reasons for the modifications. The Secretary of the New Mexico Environment Department will make the final Permit decision publicly available and shall notify the applicant by certified mail. The Secretary's decision shall constitute a final agency decision and may be appealed as provided by the Hazardous Waste Act (Chapter 74, Article 4 NMSA 1978).

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, Human Resources 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.