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DEPUTY SECRETARY

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

August 3, 2005

Mr. John Hale, P.E.  
Technical Project Manager  
Public Service Company of New Mexico  
2401 Aztec NE  
MS Z110  
Albuquerque, NM 87107

**RE: FINAL PERMIT DECISION: CLASS 3 PERMIT MODIFICATION - PETITION FOR NO FURTHER ACTION FOR SEVEN SOLID WASTE MANAGEMENT UNITS/AREAS OF CONCERN PERSON GENERATING STATION NMT360010342 HWB-PNM-05-001**

Dear Mr. Hale:

This letter notifies you of a final permit decision by the New Mexico Environment Department (NMED) to modify Module IV of the Resource Conservation and Recovery Act (RCRA) Permit NMT360010342 issued to the Public Service Company of New Mexico (PNM, the Permittee). The Permittee requested this modification in March 2003. The modification consists of the approval of No Further Action (NFA) status for seven (7) Solid Waste Management Units and Areas of Concern (SWMUs/AOCs) located at PNM in Albuquerque, New Mexico.

This final permit decision shall become effective thirty (30) days after the date of this letter. The approved permit, revised Tables A.1 and A.2, are enclosed with this letter.

Enclosed is the modification in the form of changes to Tables A.1 and A.2, Module IV. Table A lists SWMUs and Areas of Concern (AOCs) subject to Corrective Action, which no longer contains the subject 7 SWMUs/AOCs approved for NFA status herein. Table A.2 lists SWMUs and AOCs not requiring corrective action. Also enclosed is a list (Enclosure 1) of the seven SWMUs/AOCs approved for NFA status by this action.

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In accordance with 20.4.1 NMAC, NMED provided public notice and conducted a 45-day public comment period from May 13 through June 27, 2005, regarding this modification request. No comments were received from the public during the comment period.

If you have any questions regarding this decision, please contact Carolyn Cooper of my staff at (505) 845-5932.

Sincerely,



Cindy Padilla  
Director  
Water and Waste Management Division

CP:cec(HWB)

Enclosure

cc: J. Bearzi, NMED HWB  
W. Moats, NMED HWB  
C. Cooper NMED HWB  
L. King, EPA, 6PD-N

File: Reading File and PNM 05

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Enclosure 1  
Solid Waste Management Units/Areas of Concern Proposed for No Further Action  
Class 3 RCRA Permit Modification Request of March 2003

	<b>SWMU/AOC Name</b>
1	Natural Pit Area
2	Spin-Off Filter Area
3	Bone Yard Area
4-7	Four Leach Fields