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**NEW MEXICO
ENVIRONMENT DEPARTMENT**

Surface Water Quality Bureau

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DAVE MARKLIN
Secretary

BUTCH TONGATE
Deputy Secretary

JAMES H. DAVIS, Ph.D.
Director
Resource Protection Division

Certified Mail - Return Receipt Requested

October 24, 2012

Mr. Eric Norris, Owner
Roswell Recycling Center
1900 East Poe
Roswell, NM 88203

RE: Industrial Storm Water; SIC 5093; NPDES Compliance Evaluation Inspection; Roswell Recycling Center; NPDES Permit NMU001803; October 10, 2012

Dear Mr. Norris:

Enclosed please find a copy of the report for the referenced inspection that the New Mexico Environment Department (NMED) conducted at your facility on behalf of the U.S. Environmental Protection Agency (USEPA). This inspection report will be sent to the USEPA in Dallas, for their review. These inspections are used by USEPA to determine compliance with the National Pollutant Discharge Elimination System (NPDES) permitting program in accordance with requirements of the federal Clean Water Act.

Problems noted during this inspection are discussed in the Further Explanations section of the inspection report. You are encouraged to review the inspection report and required to correct any problems noted during the inspection and to modify your operational and/or administrative procedures, as appropriate. Further, you are encouraged to notify, in writing, both USEPA (Diana McDonald, USEPA (6EN-WM), 1445 Ross Ave., Dallas, Texas 75202) and NMED (at above address) regarding modifications and compliance schedules.

The NPDES Storm Water Multi-Sector General Permit for Industrial Activities (MSGP-2008) was reissued on September 29, 2008. The MSGP, fact sheet and other information on the industrial storm water program can be downloaded at <http://cfpub2.epa.gov/npdes/stormwater/msgp.cfm>.

If you have any questions about this inspection report, please contact me at (505) 827-2575.

Sincerely,

/s/Daniel Valenta

Daniel Valenta
Surface Water Quality Bureau

Cc: Carol Peters-Wagnon, EPA by e-mail
Diana McDonald, EPA by e-mail
Hannah Branning, EPA by e-mail
Darlene Whitten-Hill, EPA by e-mail
Rashida Bowlin, EPA by e-mail
NMED District III by e-mail



NPDES Compliance Inspection Report

Section A: National Data System Coding

Transaction Code	NPDES	yr/mo/day	Inspec. Type	Inspector	Fac Type
1 N 2 5 3 N M U 0 0 1 8 0 3 11 12 1 2 1 0 1 0 17 18 ~ 19 S 20 2					
Remarks					
S C R A P M E T A L R E C Y C L I N G					
Inspection Work Days	Facility Evaluation Rating	BI	QA	Reserved	
67 [] [] [] 69	70 2	71 N	72 N	73 [] [] [] 74 75 [] [] [] [] [] [] [] [] [] [] 80	

Section B: Facility Data

Name and Location of Facility Inspected (For industrial users discharging to POTW, also include POTW name and NPDES permit number) Roswell Recycling Center, 1900 East Poe, Roswell, New Mexico 88203 Chaves County	Entry Time /Date 1530 Hours / 10-10-2012	Permit Effective Date 9-29-2008
	Exit Time/Date 1632 Hours/ 10-10-2012	Permit Expiration Date 9-29-2013
Name(s) of On-Site Representative(s)/Title(s)/Phone and Fax Number(s) Mr. Eric Norris/Company Owner/ 575-623-5555	Other Facility Data N. 33° 21' 52.09" W. -104° 29' 42.87"	
Name, Address of Responsible Official/Title/Phone and Fax Number Mr. Eric Norris, 1900 East Poe, Roswell, New Mexico 88203 /Company Owner/ 575-623-5555 /cell 575-914-5635/ fax 575-623-5554	SIC 5093 Sector N	
Contacted Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		

Section C: Areas Evaluated During Inspection

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

U	Permit	N	Flow Measurement	M	Operations & Maintenance	N	CSO/SSO
U	Records/Reports	N	Self-Monitoring Program	N	Sludge Handling/Disposal	N	Pollution Prevention
S	Facility Site Review	N	Compliance Schedules	N	Pretreatment	N	Multimedia
N	Effluent/Receiving Waters	N	Laboratory	U	Storm Water	N	Other:

Section D: Summary of Findings/Comments (Attach additional sheets if necessary)

- Inspector arrived on site at 1530 on 10/10/2012, conducted entrance interview with Mr. Eric Norris, during which the Inspector made introductions, showed credentials and explained the purpose of the inspection.
- This report is based on a review of the files maintained by the permittee and NMED, on-site observations by NMED personnel, and verbal information provide by the facility's representative.
- An exit interview to discuss the preliminary finding of the inspection was conducted at approximately 1632 on 10/10/2012 with Mr. Eric Norris at the site.

Name(s) and Signature(s) of Inspector(s) DANIEL VALENTA /s/Daniel Valenta	Agency/Office/Telephone/Fax NMED/SWQB 505-827-2575	Date 10/24/2012
Signature of Management QA Reviewer RICHARD E. POWELL /s/Richard Powell	Agency/Office/Phone and Fax Numbers 505-827-2798	Date 10/24/2012

**Roswell Recycling Center
NMU001803
October 10, 2012**

Further Explanation

Introduction

On October 10, 2012, a Compliance Evaluation Inspection (CEI) was conducted at Roswell Recycling Center at 1900 East Poe, Roswell, New Mexico in Chaves County by Daniel Valenta of the New Mexico Environment Department (NMED) Surface Water Quality Bureau (SWQB) and Mr. Robert Houston of the U.S. Environmental Protection Agency (EPA). The purpose of this inspection was to document the operator's status regarding the National Pollutant Discharge Elimination System (NPDES) permit requirements for stormwater discharges associated with industrial activity under 40 Code of Federal Regulations (CFR) 122.26 and the industrial stormwater Multi-Sector General Permit (MSGP). Roswell Recycling Center is a Scrap Recycling and Waste Recycling facility (see Standard Industrial Classification (SIC) code 5093) that meets the description in Category 40 CFR 122.26(b)(14)(vi), and Sector N of the MSGP.

Upon arrival at 1530 hours on October 10, 2012 the inspector made introductions, stated the purpose of the inspection and presented credentials to the Owner, Mr. Norris. The inspector briefly toured the facility. Following the tour, an on-site exit interview to discuss preliminary findings was conducted with Mr. Norris. The inspector left the facility at approximately 1632 hours.

Roswell Recycling Center is a processor of materials generated at industrial and residential locations. The facility inspects loads prior to acceptance. Materials that pass inspection are unloaded and sorted according to type. Non-ferrous materials are either baled prior to shipment or shipped in bulk, depending on material. Scrap is segregated and shipped offsite.

Storm water may discharge to the South Spring River thence to the Pecos River in the Pecos River Basin, Segment 20.6.4.98 of the State of New Mexico Standards for Interstate and Intrastate Surface Waters, New Mexico Administrative Code (NMAC). Designated uses are livestock watering, wildlife habitat, primary contact and marginal warmwater aquatic life.

Clean Water Act (CWA) and Industrial Stormwater Permit Requirements

Section 301 (a) of the Federal Water Pollution Control Act states that *“Except as in compliance with this section and sections 302, 306, 307, 318, 402 and 404 of this Act, the discharge of any pollutant by any person shall be unlawful.”* Federal regulations in 40 CFR Part 122.21(a) Duty to apply (1) states: *“Any person who discharges or proposes to discharge pollutants...must submit a complete application to the Director in accordance with this section and part 124 of this chapter.”*

USEPA's MSGP was re-issued effective September 29, 2008 (Federal Register/Vol. 73, No. 189/Monday, September 29, 2008 pg. 56572) and replaced the 2000 MSGP which expired on October 30, 2005.

Roswell Recycling Center
NMU001803
October 10, 2012

Common requirements for coverage under an industrial stormwater permit include development of a written stormwater pollution prevention plan (SWPPP), implementation of control measures, and submittal of a request for permit coverage, usually referred to as the Notice of Intent or NOI. The SWPPP is a written assessment of potential sources of pollutants in stormwater runoff and control measures that will be implemented at your facility to minimize the discharge of these pollutants in runoff from the site.

These control measures include site-specific best management practices (BMPs), maintenance plans, inspections, employee training, and reporting. The procedures detailed in the SWPPP must be implemented by the facility and updated as necessary, with a copy of the SWPPP kept on-site.

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The industrial stormwater permit also requires collection of visual, analytical, and/or compliance monitoring data to determine the effectiveness of implemented BMPs. For more information on EPA's industrial stormwater permit go to www.epa.gov/npdes/stormwater and click on "Industrial Activity."

A SWPPP should include the following information:

- A description of potential pollutant sources – includes a site map, an identification of the types of pollutants that are likely to be present in stormwater discharges, an inventory of the types of materials handled at the site that potentially may be exposed to precipitation, a list of significant spills and leaks of toxic or hazardous pollutants, sampling data, a narrative description of the potential pollutant sources from specific activities at the facility, and identification of specific potential pollutants; and
- A description of appropriate measures and controls – includes the type and location of existing and proposed non-structural and structural best management practices (BMPs) selected for each of the areas where industrial materials or activities are exposed to stormwater. Non-structural and structural BMPs to be described and implemented include such things as good housekeeping, preventive maintenance, spill prevention and response procedures, periodic inspections, employee training, record keeping, non-storm water evaluations and certifications, sediment and erosion control, as well as implementation/maintenance of traditional stormwater management practices, where appropriate.

An industrial stormwater fact sheet for Sector N: Scrap Recycling and Waste Recycling Facilities including a summary of typical pollutants associated with activities and types of stormwater control measures (BMPs) used to minimize the discharge of those pollutants is available at USEPA's website: http://www.epa.gov/npdes/pubs/sector_n_scraprecycling.pdf

Roswell Recycling Center
NMU001803
October 10, 2012

Pollutants Associated With Material Stockpiling.

During material stockpiling, including the unloading and loading areas, the potential exists for some types of inbound recyclable materials to deposit residual fluids on the ground. Used automotive engines, radiators, brake fluid reservoirs, transmission housings, and lead-acid from batteries may contain residual fluids that, if not properly managed, can eventually come in contact with storm water runoff.

Another concern of outdoor stockpiling, including unloading and loading areas, is associated with deterioration of materials. Metal surfaces that are stockpiled for extended periods may be subject to corrosion. Corrosion is the deterioration of metal surfaces that typically results in the loss of metal to a solution, i.e., water.

The following metals are referred to as the galvanic (or electromotive) series and have a tendency to corrode and become soluble in water; magnesium, aluminum, cadmium, zinc, steel or iron, cast iron, chromium, tin, lead, nickel, soft and silver solder, copper, stainless, steel, silver, gold, platinum, brass and bronze.

For some metals, the extent and rate of corrosion is dependent on whether it occurs in an oxygen-starved or oxygen-abundant atmosphere. Corrosion of stockpiled materials at scrap recycling facilities is a potential source of pollutants given that metals such as copper, lead, nickel, zinc, chromium and cadmium were frequently detected in sampling data. In addition, the majority of these metals are associated with recyclable materials handled by the scrap recycling industry.

Another significant material of concern is the acceptance and temporary storage of scrap lead acid batteries from automotive vehicles and equipment. If a battery casing becomes cracked or damaged, special precautions are necessary to ensure that the contents do not come in contact with storm water runoff. This includes battery terminals with visible corrosion. In all cases, used batteries should be handled and stored in such a manner as to prevent exposure to either precipitation or runoff

Findings

At the site a wide variety of materials are brought in to be sold and recycled. Some items observed were white goods, automotive rims and tires; radiators, and electric appliances, (see photo 1). Metal items were sorted into piles depending on the type of material. Sorting the materials involved cutting, crushing, and stacking. Material is then separated and piled up. At the site several building are present where materials were stored out of the weather. Batteries are put on pallets and stored inside.

The site appeared to be fairly level, sloping gently from north to south. On the east runs a train track which acts as a berm, (see photo 2). A shallow drainage ditch has been constructed along most of the south and west side which discharges to a retention pond (see photo 3). BMP's have been constructed at the site in order to help contain stormwater runoff, a SWPPP has been prepared but no documents were found of any inspections being performed.

Roswell Recycling Center
NMU001803
October 10, 2012

As of the time of the inspection the facility does not have an active MSGP. Per Table 1.2 of the permit NOI Submittal Deadlines/Discharge Authorization Dates, new sources commencing discharging after January 5, 2009 have “a minimum of 60 days prior to commencing discharge, or a minimum of 30 days if your SWPPP is posted on the Internet...” A Stormwater Pollution Prevention Plan (SWPPP) was at the site dated June 2011. A tracking number for a permit was found in the SWPPP, NMR05GG47. This number was assigned to Roswell Wrecking Co. not Roswell Recycling Center at another address. Mr. Norris indicated he had only been in operation for two months and would file an NOI as soon as possible.

**NMED/SWQB
Official Photograph Log**

Photo # 1

Photographer: Daniel Valenta	Date: 10/10/2012	Time: 1614 hours
City/County: Roswell/Chaves		
Location: Roswell Recycling Center, 1900 East Poe, , facing northwest.		
Subject: Scrap piles of various materials, from back of property toward the front.		



**NMED/SWQB
Official Photograph Log**

Photo # 2

Photographer: Daniel Valenta	Date: 10/10/2012	Time: 1607 hours
City/County: Roswell/Chaves		
Location: Roswell Recycling Center, 1900 East Poe, facing north.		
Subject: East side of facility.		



**NMED/SWQB
Official Photograph Log**

Photo # 3

Photographer: Daniel Valenta	Date: 10/10/2012	Time: 1616 hours
City/County: Roswell/Chaves		
Location: Roswell Recycling Center, 1900 East Poe, facing west.		
Subject: BMP's in place along the southwest side of the facility.		

