

State of New Mexico  
Energy, Minerals and Natural Resources Department

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Cabinet Secretary

**Todd E. Leahy, JD, PhD**  
Deputy Secretary

**Adrienne Sandoval**, Director  
Oil Conservation Division



**BY ELECTRONIC MAIL ONLY**

December 20, 2021

Mr. Gary Russell  
Marathon Petroleum  
112 TownPark Dr, Suite 125  
Kennesaw, GA 30144  
[gfrussell@marathonpetroleum.com](mailto:gfrussell@marathonpetroleum.com)

**Re: Bloomfield Products Terminal –Notice of an Administratively Incomplete Discharge Permit Application**

Dear Mr. Russell:

The New Mexico Energy, Minerals and Natural Resource Department's (EMNRD) Oil Conservation Division (OCD) reviewed your November 22, 2021, Discharge Permit Application submittal for Western Refining Terminals LLC, Bloomfield Products Terminal.

As Per 20.6.2.3108.A NMAC, OCD is required to notify Bloomfield Products Terminal within 30-days of receipt of the discharge permit application of any deficiencies that make the application deemed administratively incomplete. OCD is requesting the below additional information for administrative completeness of the submitted discharge permit application:

1. As part of the facility description in Section 1.2, please add clarification on the status of the former refinery units (e.g., emptied of all contents or equipment still contains waste and/or product).
2. The discharge plan/application needs to provide further clarification in Section 3.3.1. This section states the following: "The Terminal stormwater system is a network of berms, embankments, culverts, trenches, ditches, and retention ponds that collect, convey, control, treat, and release stormwater that falls within or passes through Terminal property." Please explain what is meant by "treat" in this sentence.
3. In Section 3.4, provide a brief summary of the Terminal's historical and current on-site ground water contamination. Include in this section or under Section 7, a description of how the Terminal would address future discharges impacting ground water with on-going remediation at the site.

4. Section 7 of the discharge plan/application does not contain adequate information on the facility's Contingency Plan for Releases. Please modify and include/address spill response actions, clean-up measures, notification requirements, leak detection methods. Also, include contingency plan considerations for the 90-day hazardous bay area. Please note, 20.6.2.1203 NMAC does not define a threshold limit for reporting purposes. Therefore, discharges and/or releases under five bbls should be reported to OCD's Administrative Permitting Section via phone and/or email. Discharges and/or releases meeting the definition of major or minor releases per 19.15.29 NMAC should be reported via OCD's E-Permitting System on Form C-141.
5. In Section 8, specify where the additional 2 feet by 3 feet sign will be displayed at a location off of the Site in a location conspicuous to the public. Also, in the proposed public notice in Section 8.2 change the OCD project contact address to the below:

Mr. Christopher Whitehead  
New Mexico Oil Conservation Division  
Energy Minerals and Natural Resources Division  
1220 South St. Francis Drive  
Santa Fe, NM 87505  
(505) 490-3894

The proposed public notice also states, "Groundwater most likely to be affected by a spill, leak, or accidental discharge to the subsurface varies at depths ranging from 10 to 30 feet below the ground surface and contains TDS concentrations of approximately 200 ppm." However in Section 2, a TDS range of 448 to 6,060 ppm is referenced. Please provide a basis in the application for the 200 ppm TDS level.

A "complete" updated discharge permit application is due to OCD by January 19, 2022 (30 days from email read receipt); please submit the revised discharge permit application through the existing E-permitting application page and notify OCD via email once the amended application has been uploaded. If you have any questions regarding this letter, please contact me at (505) 670-5684 or via email.

Regards,

*Leigh Barr*

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Leigh P. Barr  
Administrative Permitting Supervisor

cc: Tiffany Polak, Deputy Director OCD