

AP - 67

APPROVAL

**DATE:
2008**

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Wednesday, March 12, 2008 3:08 PM
To: 'Gil Van Deventer'; Price, Wayne, EMNRD; Kristin Pope
Subject: RE: Administrative Completeness and Public Notice Approval for AP-67 (Rice EME Jct. D-1 Site)

Dear Ms. Pope:

The NMOCD has reviewed your request for an extension to submit additional information for the Abatement Plan regarding the above referenced site. Per your email of today, the NMOCD understands that an additional ~45 days is required to finalize the submittal for NMOCD. Therefore, the NMOCD hereby approves the request for extension for submittal of additional information until Wednesday, April 30, 2008.

Please be advised that NMOCD approval of this extension does not relieve the owner/operator of responsibility should operations pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve the owner/operator of responsibility for compliance with any NMOCD, federal, state, or local laws and/or regulations.

If you have any questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen
Hydrologist
Environmental Bureau

From: Gil Van Deventer [mailto:gilbertvandeventer@suddenlink.net]
Sent: Wednesday, March 12, 2008 11:58 AM
To: Price, Wayne, EMNRD; Kristin Pope
Cc: Hansen, Edward J., EMNRD
Subject: Re: Administrative Completeness and Public Notice Approval for AP-67 (Rice EME Jct. D-1 Site)

Dear Wayne:

We are in the process of amending the referenced abatement plan (AP-67) per NMOCD's recommendations. I have been moving forward and making progress with calculations of chloride mass and a practical groundwater recovery system design for this and several other sites so that we can determine a balanced approach for all sites. Since the amended plan requires a comprehensive update with more recent data and the scope has increased we would like to request an extension for its submission to April 30th. We will make every effort to submit the amended plan sooner if possible.

Thanks - Gil

Gilbert J. Van Deventer, PG, REM
Trident Environmental
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Work/Mobile: 432-638-8740
Fax: 413-403-9968
Home: 432-682-0727

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3/12/2008

----- Original Message -----

From: Hansen, Edward J., EMNRD

To: Kristin Pope

Cc: Price, Wayne, EMNRD ; Gil Van Deventer

Sent: Wednesday, March 12, 2008 12:51 PM

Subject: RE: Administrative Completeness and Public Notice Approval for AP-67 (Rice EME Jct. D-1 Site)

Dear Ms. Pope:

The NMOCD hereby amends the approval below in that item #2 is replaced as follows:

2. The Corrective Action to the Vadose Zone must include that the 4 feet of clean soil have a concentration of less than 500 mg/Kg chloride (i.e., no soils used for cover material shall be blended if the chloride concentration is greater than 500 mg/Kg).

If you have questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen
Hydrologist
Environmental Bureau

From: Hansen, Edward J., EMNRD

Sent: Wednesday, February 13, 2008 10:35 AM

To: 'Kristin Pope'

Cc: Price, Wayne, EMNRD; 'Gil Van Deventer'

Subject: Administrative Completeness and Public Notice Approval for AP-67 (Rice EME Jct. D-1 Site)

Dear Ms. Pope:

The NMOCD has reviewed the submitted Stage 1 Final Investigation Report and Stage 2 Abatement Plan (AP-67) and draft Public Notice, dated November 23, 2007, for the above referenced site. The NMOCD hereby conditionally deems the Stage 2 Abatement Plan (AP-67) administratively complete.

Please keep in mind that the NMOCD cannot approve of the Plan until at least 30 days after you have provided public notice (which must be provided within 15 days). However, to expedite the approval process, the NMOCD recommends that the following amendments are made to the Plan:

1. The Corrective Action to the Vadose Zone must include that at least 4 feet of clean soil will be used for the cover material, including selected topsoil to encourage native plant growth.
2. The Corrective Action to the Vadose Zone must include that the 4 feet of clean soil have a concentration of less than 500 mg/Kg chloride (i.e., no soils used for cover material over the clay liner shall be blended if the chloride concentration is greater than 500 mg/Kg).
3. The Corrective Action to the Vadose Zone must include that the area around borehole, B-10, will be part of the area covered by the proposed infiltration barrier.
4. The Corrective Action to the Groundwater must include that an estimation of the chloride mass that has contaminated the groundwater by the release at the Rice EME Jct. D-1 Site and a plan for the removal of that chloride mass from the groundwater. An existing groundwater monitoring well may be used for this purpose. Also, please propose a treatment and / or disposal method for that chloride mass.

Also, the NMOCD hereby conditionally approves the Public Notice for the Stage 2 Abatement Plan (AP-67):

1. Please add the underscored phrase in the last line of the submitted draft Public Notice, "...Division shall allow at least thirty (30) days after the date of publication of this notice during which written requests for a public hearing that includes reasons why a hearing should be held and written comments may be submitted to him."

Also, please be advised that NMOCD approval of this plan does not relieve the owner/operator of responsibility should operations pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve the owner/operator of responsibility for compliance with any OCD, federal, state, or local laws and/or regulations.

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P.S.: Please use the referenced OCD case # on future correspondence regarding the site listed above.

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