

**GW - 001**

**OCD**

**Refinery Policy**

## Chavez, Carl J, EMNRD

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**From:** Chavez, Carl J, EMNRD  
**Sent:** Wednesday, November 30, 2011 11:54 AM  
**To:** Cobrain, Dave, NMENV  
**Cc:** Bailey, Jami, EMNRD; Sanchez, Daniel J., EMNRD; VonGonten, Glenn, EMNRD; Swazo, Sonny, EMNRD; Chavez, Carl J, EMNRD  
**Subject:** OCD Policy on Refineries and RCRA Related Issues

Mr. Cobrain:

Good morning.

This morning at an Environmental Bureau Meeting with the Oil Conservation Division (OCD) Director (Director), and after obtaining a Director requested "Legal Opinion" from Mr. Sonny Swazo (OCD Attorney) on the legal separation of jurisdiction at Refineries in New Mexico, the OCD Director has determined that the OCD will no longer review Resource Conservation and Recovery Act (RCRA) related documents- specifically "Area of Concern (AOC) and/or Solid Waste Management Unit (SWMU)" related documents. In addition, RCRA documents will not be scanned into the "OCD Online" record system.

The communication meeting that OCD convened with the New Mexico Environment Department (NMED) on Thursday, November 17, 2011 was held to allow Mr. Swazo to consider the separation of jurisdiction between the agencies.

Please contact my Supervisor, Glenn von Gonten at (505) 476-3488 if you have questions, clarifications, and/or to schedule a communication meeting to discuss the above subject.

Thank you.

File

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