

Venegas, Victoria, EMNRD

From: Venegas, Victoria, EMNRD
Sent: Monday, February 17, 2020 10:36 AM
To: Baker, Larry; Bratcher, Mike, EMNRD; Hamlet, Robert, EMNRD; Eads, Cristina, EMNRD
Subject: NRM1931831123 EMPIRE ABO UNIT #047 @ 30-015-03193
Attachments: (C-141 Remediation Plan) NRM1931831123 EMPIRE ABO UNIT #047.pdf

NRM1931831123 EMPIRE ABO UNIT #047 @ 30-015-03193

Mr. Baker,

OCD has received your remediation plan for **NRM1931831123 EMPIRE ABO UNIT #047 @ 30-015-03193 2RP-5689**, thank you. This remediation plan is denied for the following:

- Horizontal and vertical delineation has not been completed. Vertical delineation at sample point SP3 has not been completed. This release has not been horizontally delineated. By NMAC 19.15.29.11 SITE ASSESSMENT/CHARACTERIZATION: “...the responsible party must assess soils both vertically and horizontally for potential environmental impacts from any major or minor release containing fluids.” The edges (horizontal definition) of a liquid release must be determined as well.
- The OCD recommends that more samples be taken to fully delineate this release.

Please let me know if you have any further questions,

Victoria Venegas
EMNRD
OCD-District II
Artesia NM
Victoria.Venegas@state.nm.us

OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

Horizontal and vertical delineation have not been completed