



MICHELLE LUJAN GRISHAM
GOVERNOR

JAMES C. KENNEY
CABINET SECRETARY

Certified Mail - Return Receipt Requested



May 12, 2023

Mr. Adam Kusmak
Chief, Installation Management Flight
49th CES/CEI
550 Tabosa Avenue
Holloman AFB, NM 88330

**RE: APPROVAL
EMERGENCY AUTHORIZATION TO DESTROY MILITARY EXPLOSIVES OF CONCERN (MEC)
EMERGENCY PERMIT 2023-06
HOLLOMAN AIR FORCE BASE
EPA ID # NM6572124422
HWB-HAFB-23-004**

Dear Mr. Kusmak,

The New Mexico Environment Department (NMED) authorized the U.S. Air Force (Permittee) Holloman Air Force Base (HAFB or Facility) Emergency Response team to destroy unstable hazardous waste that HAFB determined posed an imminent and substantial health and safety risk. The waste covered by this authorization was identified in an extension request for hazardous waste storage sent by the Facility in an email dated April 10, 2023. The waste consisted of six bomblets (D003 MEC), identified during Holloman AFB LF029 site munitions response activities.

HAFB's Emergency Responders determined that the onsite treatment was necessary due to the hazards posed by transport container, and that the safest response was onsite emergency treatment in LF029 (SWMU 104) using the detonation protocol outlined in the Final Uniform Federal Policy- Quality Assurance Project Plan for Interim Measures at the Former Army Landfill 029 (SWMU 104), dated June 2019 and approved by NMED on October 16, 2019. NMED authorized the treatment of this hazardous waste in accordance with 20.4.1.900 NMAC in an email dated May 11, 2023.

Emergency destruction of waste materials is allowed when performed in accordance with 20.4.1.900 NMAC, incorporating 40 CFR § 270.1(c)(3), under an emergency permit issued by NMED in accordance with 20.4.1.900 NMAC incorporating 40 CFR § 270.61. The MEC material was treated in LF029 (SWMU 104) using the detonation protocol as described above.

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Hazardous Waste Bureau - 2905 Rodeo Park Drive East, Building 1, Santa Fe, New Mexico 87505-6313
Telephone (505) 476-6000 - www.env.nm.gov

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HAFB must properly dispose of any hazardous residues that remain after the destruction is complete. HAFB must also submit a report to NMED detailing the specific activities conducted to render this waste inert under this emergency permit within five days after the emergency activity is completed, or no later than May 16, 2023.

If you have any questions regarding this matter, please contact Stephen Connolly at 505-470-8495.

Sincerely,

A handwritten signature in black ink, appearing to read 'Ricardo Maestas', with a stylized flourish at the end.

Ricardo Maestas
Acting Chief
Resource Protection Division

cc: D. Cobrain, NMED HWB
N. Davidson, NMED HWB
S. Connolly, NMED HWB
L. King, EPA Region 6 (6LCRRC)
C. Schick, HAFB
S. Nuss, HAFB
J. Pignataro, HAFB

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