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ENTERED

Linda

TO: Permits 10/7/86

**VARNUM, RIDDERING, SCHMIDT & HOWLETT**  
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September 30, 1986

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Ms. Linda Thompson  
Enforcement Section (6H-CE)  
U.S. Environmental Protection Agency  
1201 Elm Street  
Dallas, Texas 75270

Re: Sparton Technology, Inc.  
EPA I.D. Number [REDACTED]



Dear Ms. Thompson:

As you know from our previous correspondence, we represent Sparton Technology, Inc. of Albuquerque, New Mexico. After receiving a copy of the letter under signature of Allyn M. Davis addressed to Mr. Richard D. Mico, dated September 15, 1986, requiring that Sparton submit an Exposure Information Report (EIR) within 30 days. We wrote to you noting that the existence of such a requirement was not clear, and requested an extension of that 30 day time limit.

Sparton has not filed, nor is it in the process of filing, a Part B permit application. Rather, a closure plan has been approved and a post-closure plan is presently awaiting approval with the appropriate New Mexico authorities. Our preliminary research has not uncovered anything in the statutes or the regulations cited in your letter or elsewhere that would require Sparton to submit an EIR under these circumstances.

Please furnish us with the specific language in the statutes and regulations on which your request for submission of an EIR is based. We are particularly interested in statutory or regulatory language that would require the submission of an EIR in connection with a post-closure plan where a Part B permit application is not required.

Yours truly,

VARNUM, RIDDERING, SCHMIDT & HOWLETT

*Jon F. DeWitt*  
Jon F. DeWitt

JFD:jc  
cc: Blair H. Thompson  
Richard P. Mico

OCT 06 1986

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## ENVIRONMENTAL PROTECTION AGENCY

## INFORMAL MEMO

1. Peter  
2. Marc

Bill 10/8

TO: Bill Honker, Chief 6H-CPDATE: 10/7/86FROM: Linda Thompson, 6H-CESUBJECT: Spartan Tech. Inc. 3007 Letter R: EIR

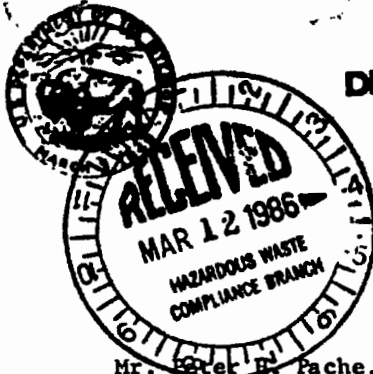
I am forwarding your response the Sept 30, 1986, letter from the subject facility, in which they question the requirement of an EIR submission when a post closure plan is awaiting approval.

Please cc: 6HCE with your response and advise if further Enforcement attention is required.

## Attachment

cc: B. Taylor 6H-CE w/o Att.  
P. Redding 6H-CP w/o Att.

011035



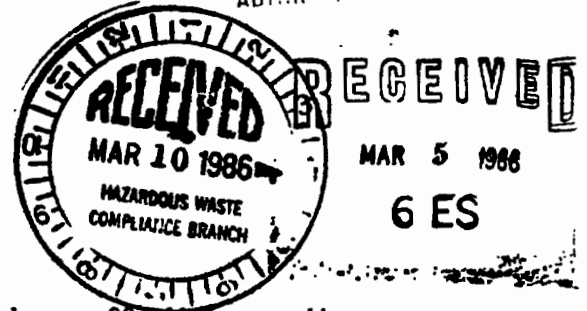
**UNITED STATES**  
**DEPARTMENT OF THE INTERIOR**  
**FISH AND WILDLIFE SERVICE**  
 Field Supervisor  
 Ecological Services, USFWS  
 Post Office Box 4487  
 Albuquerque, New Mexico 87196

February 27, 1986

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EPA  
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 OFFICE OF REGIONAL  
 ADMINISTRATION

Mr. Robert M. Pache, Program Manager  
 Hazardous Waste Section  
 New Mexico Environmental Improvement Division  
 1190 St. Francis Drive  
 P. O. Box 968  
 Santa Fe, New Mexico 87504-0968



Dear Mr. Pache:

This responds to Public Notice No. 4, dated February 20, 1986 regarding the Notice of Intent to Terminate Interim Status for Sparton's Coors Road Facility, EPA I.D. Number NMD 083212332. The closure action is being reviewed pursuant to the Resource Conservation and Recovery Act (RCRA) as amended by the Hazardous and Solid Waste Amendments of 1984 (HSWA).

The Sparton Technology, Inc., Coors Road Plant, 9621 Coors Road, NW, Albuquerque, New Mexico is located on a terrace about 60 feet above and 2,500 feet west of the Rio Grande on the west side of Coors Road in Bernalillo County. The Sparton Coors Road Plants main activity consists of manufacture and assembly of electronic equipment and storage of spent solvents and metal plating wastes. The plant has requested termination of their interim status as a site for long-term storage of hazardous waste. The closure plan that has been submitted for the site involves removal of a solvent waste sump and capping of two ponds used to store metal plating waste. The solvent waste sump will be placed into the ponds prior to capping them.

The pond and sump closure plan call for excavation of any potentially contaminated surface soil and placement of this material into the ponds prior to capping. We recommend that the amount of surface disturbance at the site be contingent upon an evaluation of the hazardous materials that might become available to vegetation uptake in the future. If additional soil monitoring data indicates that hazardous materials are available to plants, these soils should be excavated. Disturbed areas should be covered with clean soils and revegetated to prevent surface erosion.

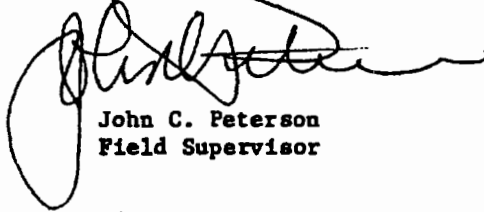
We understand that an additional corrective order will be issued by EPA for this site. This corrective order will include remedial action to correct groundwater contamination. We encourage the removal of the groundwater contaminants due to the potential that the less volatile compounds would enter the Rio Grande. We would appreciate receiving updates of the monitoring that will occur at this site and the progress being made to remove these hazardous materials.

NMD 083212332

011036

Thank you for the opportunity to provide comments on this project. If you have any questions concerning our comments, please contact Tom O'Brien at FTS 474-3966 or (505) 766-3966.

Sincerely yours,



John C. Peterson  
Field Supervisor

cc:  
Director, New Mexico Department of Game and Fish, Santa Fe, New Mexico  
Regional Administrator, Environmental Protection Agency, Dallas, Texas  
Regional Director, FWS, Habitat Resources, Albuquerque, New Mexico