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Certified Mail - Return Receipt Requested



June 24, 2021

John Moore
Environmental Superintendent
Western Refining, Southwest Inc., Gallup Refinery
92 Giant Crossing Road
Gallup, New Mexico 87301

**RE: ESTIMATED SCHEDULE OF COMPLETION OF CLOSURE OF AL-1 AND AL-2 (SOILD WASTE MANAGEMENT UNIT 1) COMPLAINT AND CONSENT AGREEMENT AND FINAL ORDER (DOCKET NO. RCRA-0602009-0936)
WESTERN REFINING SOUTHWEST INC., GALLUP REFINERY
EPA ID # NMD000333211
HWB-WRG-20-010**

Dear Mr. Moore:

The New Mexico Environment Department (NMED) has reviewed the *Estimated Schedule of Completion of Closure of AL-1 and AL-2 (Solid Waste Management Unit 1) Complaint and Consent Agreement and Final Order (Docket No. RCRA-06-2009-0936)* (Schedule), dated April 15, 2021, submitted on behalf of Marathon Petroleum Company dba Western Refining Southwest Inc., Gallup Refinery (the Permittee).

Comment 7 of the NMED's *Approval with Modifications Solid Waste Management Unit 1 Revised Investigation Report*, dated January 26, 2021, states, "[t]he Permittee must submit a separate work plan that describes all proposed activities related to removal of the Aeration Lagoons and Evaporation Pond 1 that includes a schedule for implementation of the approved work plan for NMED's review no later than **April 30, 2021.**"

The Schedule indicates that the work plan will be submitted in the third quarter of 2021 and that the activities (e.g., installation of the test pits, recovery sumps, and French drains) are necessary to prepare the required work plan. Therefore, NMED hereby approves the proposed submittal date. The work plan must be submitted for NMED's review no later than **September 30, 2021.**

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Hazardous Waste Bureau - 2905 Rodeo Park Drive East, Building 1, Santa Fe, New Mexico 87505-6313
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Note that the Permittee submitted the *Response to Approval with Modifications Solid Waste Management Unit 1 Revised Investigation Report*, dated April 30, 2021. However, NMED's January 26, 2021 Approval with Modifications directed the Permittee to address the comments in the required work plan, rather than in a response letter. The response letter was not required. All comments in the NMED's January 26, 2021 Approval with Modifications must be addressed in the work plan required above.

If you have questions regarding this letter, please contact Michiya Suzuki of my staff at 505-690-6930.

Sincerely,



Dave Cobrain
Program Manager
Hazardous Waste Bureau

cc: M. Suzuki, NMED HWB
T. McDill, OCD
L. King, EPA Region 6 (6LCRRC)

File: Reading File and WRG 2021 file