



MICHELLE LUJAN GRISHAM
GOVERNOR

JAMES C. KENNEY
CABINET SECRETARY

Certified Mail - Return Receipt Requested



October 6, 2022

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

**RE: 2022 ANNUAL FEE
WESTERN REFINING SOUTHWEST-GALLUP REFINERY
EPA #NMD000333211**

Dear Mr. Moore

The New Mexico Environment Department (NMED) has established the 2022 Annual Fee for your facility pursuant to the Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2 NMAC. In accordance with 20.4.2.201.A NMAC, the enclosed Tables were developed from the facility permit, Part A application, or enforceable document. The tables are formatted accordingly: 1) Table A – Hazardous Waste Management Activities; 2) Table B - Corrective Action; and 3) Table C - Summary of Units.

Enclosed is the invoice for your 2022 annual fees. Under the provisions of 20.4.2.301.C NMAC “[p]ayment shall be due within sixty (60) days of receipt of the invoice unless the facility submits to NMED a written request seven (7) days prior to the end of the sixty (60) day period and receives written approval to extend the time for payment before the date payment is due.”

Under the provisions of 20.4.2.302.A NMAC, “any owner or operator seeking to appeal an invoice for fees under this part must first notify the NMED in writing of the intent to appeal the invoice within thirty (30) calendar days of receipt of the invoice. The notice shall set forth the specific matters in dispute, the basis for the dispute, and any matters considered necessary for NMED’s consideration. The parties shall have thirty (30) calendar days from NMED’s receipt of notification to meet or confer with NMED to attempt to resolve the matters in the dispute. The secretary may extend deadlines under this section upon a determination that good cause exists. If an agreement is reached resolving the dispute, NMED may issue a revised invoice and the owner and operator shall comply with the terms of such agreement and revised invoice. If an agreement is not reached, NMED shall issue a notification to all parties that an agreement has not been reached. Failure to notify NMED of an appeal in the required timeframe shall prohibit the owner and operator from appeal of the invoice.”

SCIENCE | INNOVATION | COLLABORATION | COMPLIANCE

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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Should you have questions concerning this Annual Fee please contact me at (505) 690-5802.

Sincerely,



Dave Cobrain
Program Manager
Hazardous Waste Bureau

Attachments

cc: V. Baros, NMED HWB
D. Cobrain, NMED HWB
File: Reading and 2022 Annual Fee



**New Mexico
Environment Department
Hazardous Waste Bureau**

**Western Refining Southwest
Gallup
92 Giant Crossing Rd.
Gallup, NM 87301
Attn: John Moore**

10/6/2022

**Invoice # - HWB-WRG-22-AF
Western Refining Gallup 2022 Annual Fee**

Quantity	Item	Item Cost	Total Cost
14	SWMU / AOC -per unit	\$1,000.00	\$14,000.00
1	Post Closure Unit	\$5,500.00	\$5,500.00
		Total Fees	\$19,500.00
		Adjustment	\$0.00
		Pay This Amount	\$19,500.00

Make Checks Payable to: NMED/HWB

Mail Checks and Invoice to:

**New Mexico Environment Department, HWB
Attn: Bureau Financial Manager
2905 Rodeo Park Drive East, Bldg 1
Santa Fe, NM 87505**

When you provide a check as payment, you authorize the State of New Mexico to either use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction.

TABLE A
Western Refining Southwest, Inc. - Gallup Annual Fee
HAZARDOUS WASTE MANAGEMENT ACTIVITIES

Unit ID No.	Unit Type/Description	Process	Comments	Fee
LDF 1	Land Treatment Unit	Post-Closure		\$5,500.00
			Total Annual Fee:	\$5,500.00

TABLE B
Western Refining Southwest, Inc. - Gallup Annual Fee
CORRECTIVE ACTION

Count	Unit ID No.	Unit Type/Description	Comments	Fee
1	SWMU 1	Aeration Basin		\$1,000.00
2	SWMU 2	Evaporation Ponds		\$1,000.00
3	SWMU 3	Empty Container Storage Area		\$1,000.00
4	SWMU 4	Old Burn Pit		\$1,000.00
5	SWMU 5	Landfill Areas		\$1,000.00
6	SWMU 6	Tank Farm		\$1,000.00
7	SWMU 7	Fire Training Area		\$1,000.00
8	SWMU 8	Railroad Rack Lagoon		\$0.00
9	SWMU 9	Drainage Ditch Near Inactive Landfarm		\$1,000.00
10	SWMU 10	Sludge Pits		\$1,000.00
11	SWMU 11	Secondary Oil Skimmer		\$1,000.00
12	SWMU 12	Contact Wastewater Collection System		\$1,000.00
13	SWMU 13	Drainage Ditch between API Evaporation Ponds and Neutralization Tank Evaporation Ponds		\$1,000.00
14	SWMU 14	API Separator		\$1,000.00
15	AOC 15	New API Separator		\$1,000.00
Total Annual Fee:				\$14,000.00

TABLE C
Western Refining Southwest, Inc. - Gallup Annual Fee
SUMMARY OF UNITS

Number of Units	Unit Type	Fee
0	Disposal	\$0.00
0	Treatment	\$0.00
0	Storage	\$0.00
1	Post Closure Care	\$5,500.00
0	Corrective Action Management Unit	\$0.00
0	Temporary Unit	\$0.00
0	Remedial Action Plan Unit	\$0.00
14	Corrective Action	\$14,000.00
Total Annual Fee:		\$19,500.00