

US EPA ARCHIVE DOCUMENT

WORK SHARE AGREEMENT BETWEEN THE
NEW MEXICO ENVIRONMENT DEPARTMENT
AND U.S. EPA REGION VI

The New Mexico Environment Department (NMED) and Region VI of the United States Environmental Protection Agency (EPA) mutually agree that the NMED is capable of assuming authority for the Corrective Action (CA) component of the Hazardous and Solid Waste Amendment (HSWA) of 1984 to the Resource Conservation Recovery Act (RCRA) with the assistance of EPA in meeting front-end resource intensive demands from existing CA workload.

The EPA and NMED acknowledge that the EPA has signatory authority and responsibility on CA documents and activities until authorization is granted to the NMED by the EPA. When NMED is authorized for CA, the NMED will then have signatory authority and responsibility for CA documents and activities.

Signatory authority and responsibility for CA documents and activities notwithstanding, the EPA and NMED agree to share CA workload by identifying existing workload requirements and assigning specific work tasks to each agency.

New Mexico and EPA Region VI will take responsibility for the corrective action units or activities as listed in this document. The NMED and EPA will address the CA facilities and activities in NM on a prioritized basis. The prioritized basis will consider the ability of CA facilities to meet regulatory requirements.

The following CA facilities and activities the state of New Mexico will take CA responsibility for:

SANDIA NATIONAL LABORATORIES

TA-2 (OU 1303):

Site 1 (Rad. Waste LF and Chem. Disposal Pit)

Site 2 (Class. Waste LF)

Site 135, 136, 159, 165, 166 and 167 (Septic Tanks)

Site 48 (Bldg. 904 Septic System)

Mixed Waste Landfill (OU 1309)

NFA/VCA/EC Proposals for the above areas

LOS ALAMOS NATIONAL LABORATORY

OU 1147 (TA-50):

MDA C

SWMU 50-0009

Aggregate 6 (Outfalls)

SWMU 50-006

Radioactive waste plant

SWMU 50-001 (3 units)

OU 1049 (Work Pln Mortandad Canyon)

OU 1093 (TA-18):

Septic Tanks

SWMU 18-003 (a-h)

Groundwater concerns not covered in Pajarito

Canyon Workplan

NFA/VCA/EC Proposals for the above areas

WHITE SANDS MISSILE RANGE

SWMU 154- HELSTF

SPARTON TECH

NMED all

CANNON AFB

LF5

TRANSWESTERN PIPELINE - ROSWELL STATION

NMED all

The EPA Region VI RCRA staff will maintain responsibility for all other CA activities at federal and private facilities until modification to this agreement occurs. For FY 96 dependent on authorization, the attached program element will be incorporated into the FY 96 Grant Workplan.

EPA Region VI will provide the following to NMED within one month of NMED receiving authorization for corrective action: 1) all copies (on hard copy and on computer disc) of HSWA permits issued by Region VI to any New Mexico facilities. These copies will contain all revisions or modifications made to any Region VI issued permits; 2) accurate and updated RCRIS data sheets of all Region VI HSWA activities related to HSWA permits issued to New Mexico facilities; 3) standard operation procedures (SOP) used by Region VI in the review of corrective action documents and in the review/processing of HSWA permits; 4) administrative files related to New Mexico HSWA permitted facilities that NMED may require in the implementation of the corrective action program and the most recent updated version of all HSWA related deliverables made to Region VI by New Mexico facilities.

NMED will within one month of receiving HSWA corrective action authorization begin: 1) conducting future New Mexico RCRA Facility Assessment (RFAs); 2) conducting the Permit activities related to corrective action for those units at facilities for which NMED will take CA responsibility; 3) conducting compliance monitoring activities at units for which NMED has taken CA responsibility; 4) to manage RCRIS activities related to corrective action; and 5) to negotiate changes to the 3011 workplan under the federal grant to implement changes as program situations dictate.

This agreement becomes effective 30 calendar days from the date that Region VI EPA notifies NMED in writing that HSWA Corrective Action authorization has been granted. This agreement is valid for a time frame of one federal fiscal year (FY) beginning on October 1, 1995, and ending on September 31, 1996. The Agreement for this FY becomes an appendage to the FY 96 NMED workplan negotiated with the EPA under 3011 grant funds. All subsequent work share

agreements will be negotiated as part of the workplans for 3011 funds. Any modifications to the FY 96 corrective action workplan will be requested by NMED in the same manner as a request for modification to the existing workplan is currently made to the EPA. The EPA will consider any such change request made by the NMED and respond to the request under protocols currently used for requests made to modify NMED workplans. Any subsequent CA work in future fiscal years will be incorporated into workplans and be considered part of the relevant workplan under appropriate 3011 grant funding.

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date: