

AMENDED PUBLIC NOTICE OF FILING OF APPLICATION BY WASTE MANAGEMENT OF NEW MEXICO, INC. FOR A SOLID WASTE (MUNICIPAL/SPECIAL) LANDFILL PERMIT RENEWAL AND MODIFICATION INCLUDING A VERTICAL EXPANSION AT THE RIO RANCHO LANDFILL IN RIO RANCHO, NEW MEXICO

The New Mexico Solid Waste Act, NMSA 1978, §§ 74-9-1 to 43 (the “Act”) and Solid Waste Management Regulations, 20 NMAC 9.1; 20.9.1 NMAC (“Regulations”) contain specific notice requirements for a solid waste facility permit application. Pursuant to the Act, § 74-9-22 and the Regulations, 20 NMAC 9.1.201.C; 20.9.1.200.A(3) NMAC., Waste Management of New Mexico, Inc. (“WMNM”) published a notice on December 21, 2006 and submitted an application to renew and modify its solid waste facility permit for the Rio Rancho Landfill (the “Landfill”) to the New Mexico Environment Department (“NMED”). NMED required that the application be re-noticed. Notice is hereby given to the public and other affected individuals and entities that WMNM filed an application on November 17, 2006 with the Solid Waste Bureau of NMED to renew and modify the solid waste facility permit for the Landfill. Since then, WMNM has made substantial revisions and submitted an updated application February 8, 2008. Pertinent information required by the Act and the Regulations is as follows:

1. Name, Address and Phone Number of Applicant and Contact Person. 20 NMAC 9.1.201.C(6)(a); 20.9.1.200.A(3)(f)(i) NMAC.

(a) Applicant/Owner of Rio Rancho Landfill:
Waste Management of New Mexico, Inc.
P.O. Box 15700
Rio Rancho, NM 87174
(505) 891-6543
2300 Grande Blvd., S.E., Bldg. 4
Rio Rancho, NM 87124

(b) Contact Person for Rio Rancho Landfill:
Mr. Mike Foster, District Manager
Rio Rancho Landfill
33rd St. and Northern Boulevard
Rio Rancho, NM 87124
(505) 892-2055

2. Anticipated Start-Up Date of Renewal and Modification and Hours of Operation

The property on which the Landfill is located is owned by Waste Management New Mexico. The Landfill is an existing solid waste facility operating under a permit issued by the NMED in December 1998 that currently accepts residential, commercial, construction and demolition waste, as well as special waste as defined in the Act and the Regulations. The Landfill will continue to operate under its existing permit until the NMED Secretary decides whether to issue, issue with conditions, or to deny the permit for renewal and modification. That decision is expected in the third quarter of 2008. The anticipated start-up date for the proposed vertical modification would be late 2008 if the renewal and modification permit is issued. Current operating hours for the landfill are 6:30 a.m. to 5:00 p.m. Monday through Friday and 7:30 a.m. to 1:00 p.m. on Saturdays. The Landfill will be closed on Sundays and three major holidays (Thanksgiving, Christmas and New Years Day). The Landfill may operate outside scheduled operating hours to accommodate site preparation, inclement weather conditions, cover, special projects, construction, waste transfer operations, internal operation/projects, maintenance, monitoring and other special occasions.

3. Description of the Facility

a. General Process: The Landfill will receive solid waste from commercial haulers and the public. The solid waste will be placed and compacted in lined units/cells that are served by environmental control systems, including, but not limited to, a leachate collection system, landfill gas collection and control systems, composite liners and stormwater management controls. Special wastes will be processed in accordance

with the permit conditions and applicable regulations. At the end of each working day, the working face of the waste will be covered with at least six inches of soil or an alternative cover as approved by NMED.

- b. Location: The Landfill is located at 33rd Street and Northern Blvd, Rio Rancho, New Mexico 87124.
 - c. Size: The existing Landfill property comprises approximately 101± acres.
 - d. Quantities and Rate of Solid Waste: The Landfill currently receives an average of 1600 tons of solid waste per day, but may receive more or less solid waste on a given day depending upon the level of use of the facility. The Application estimates a maximum rate of 2000 tons of solid waste per day. The quantity and rate may be expanded in the future as demand increases.
 - e. Types of Solid Wastes: The Landfill will continue to accept solid waste and special waste, including the following solid wastes: (i) residential municipal solid waste; (ii) commercial solid waste; (iii) construction and demolition debris; and the following special wastes (i) treated formerly characteristic hazardous wastes (TFCH); (ii) packing house and killing plant offal; (iii) ash; (iv) sludge; (v) industrial solid waste; (vi) spill of a chemical substance or commercial product; and (vii) petroleum contaminated soils. The Landfill will also accept non-hazardous waters, such as industrial rinse water and stormwater basin water for recycling and use as dust control.
 - f. Description of the Modification: The purpose of this action is to obtain a 10-year permit renewal to continue construction and operation of the existing landfill; and for approval of a permit modification to raise the height of the landfill by 50 (fifty) feet above the previously permitted final grade [from 5626 feet elevation to 5676 feet elevation]. The Applicant requests the modification to increase the existing site's total disposal capacity. If approved, the modification of the finished vertical elevation will extend the useful site life of the landfill between nine and ten years more or less depending on the annual rate of disposal. If approved, the permit would be granted until 2018. The proposed vertical expansion is estimated to result in an airspace increase of approximately 1,179,600 cubic yards available for waste disposal beyond the capacity previously approved by the NMED in 1998.
4. Origin of Waste 20 NMAC 9.1.201.C(6)(d); 20.9.1.200.A(3)(f)(iv) NMAC.
It is anticipated that the majority of wastes received at the Landfill will originate primarily from Rio Rancho, NM, Sandoval County, NM, Albuquerque, NM, Bernalillo County, NM and surrounding areas. However, waste disposed at the Landfill may be generated outside of those areas. Upon final receipt of solid waste, the Landfill will be covered with a final cover in accordance with the Regulations. This Application for Permit Renewal and Modification is for a single facility.
 5. Comments 20 NMAC 9.1.201.C(6)(e); 20.9.1.200.A(3)(f)(v) NMAC.
Questions or comments regarding the Application should be directed to the applicant at the address contained in Section 1 of this Notice and to:

Ms. Auralie Ashley-Marx
Solid Waste Bureau
New Mexico Environment Department
Harold Runnels Building
1190 St. Francis Drive, P.O. Box 26110
Santa Fe, New Mexico 87502
Telephone (505) 827-0197

This Notice is given pursuant to the Act and the Solid Waste Regulations and to provide the public with notice of all matters to be considered pursuant to the Act and the Regulations. The Permit Hearing Procedures are available on the Department's web page at: <http://www.nmenv.state.nm.us/SWB/> (select Permit Section and then select NMED Permit Procedures). Copies of the Solid Waste Management Regulations may also be obtained by contacting Harold Quintana of the Solid Waste Bureau at (505) 827-0197.