



MICHELLE LUJAN GRISHAM
GOVERNOR

JAMES C. KENNEY
CABINET SECRETARY

CERTIFIED MAIL - RETURN RECEIPT REQUIRED

August 1, 2023

Enrico Garcia
WHS Manager
Amazon ABQ1 Fulfillment CTR
12954 Ladera Dr. NW
Albuquerque, NM 87120

**RE: NOTICE OF VIOLATION AND RESOLUTION
AMAZON ABQ1 FULFILLMENT CENTER
EPA ID# NMR000028233**

Dear Mr. Garcia,

On April 13, 2023, the New Mexico Environment Department ("NMED") conducted a hazardous waste Compliance Evaluation Inspection ("Inspection") at Amazon ABQ1 Fulfillment Center ("Amazon") located at 12954 Ladera Dr. NW, Albuquerque, New Mexico. Amazon provides retail products and consumer goods via online sales or e-commerce related transactions. Waste streams are generated from damaged products during warehouse operations.

Based on observations and review of the information obtained, NMED has determined that Amazon is a Large Quantity Generator of hazardous waste as defined in 40 Code of Federal Regulations ("CFR") 262.13. Furthermore, NMED has determined that Amazon has violated the New Mexico Hazardous Waste Management Regulations ("HWMR") 20.4.1 New Mexico Administrative Code ("NMAC") as specified below.

NMED inspectors observed the following violation:

1. Failure to pay Hazardous Waste Generator fees, which is a violation of 20.4.3.201.A NMAC. Specifically, generator fees for calendar years 2020 and 2021 have not been paid. Generator fees are due by the first of August of the following year.

Mr. Garcia
August 1, 2023
Page 2 of 2

NMED has determined that the violation has been adequately addressed. Payment for hazardous waste generator fees was provided to NMED on 6/28/2023 by Amazon. No further action is necessary.

This Notice of Violation is considered an informal enforcement response in accordance with NMED's Enforcement Response Protocol. Please be aware that failure to address the above violations and any future substantial deviations from regulatory requirements may result in Amazon being considered for an elevated enforcement action. Also, be aware that any corrective action taken during our inspection, or in response to this letter, does not relieve Amazon of its obligation to comply with any and all other applicable laws and regulations.

Pursuant to the NMED Delegation Order dated March 24, 2023, the Cabinet Secretary has delegated the authority to issue Notices of Violation under the Hazardous Waste Act and HWMRs to the Chief of the Hazardous Waste Bureau. If you have any questions regarding this letter, please contact Neil Dolly of my staff at 505-660-4884 or by email at tyre.jameson@env.nm.gov

Sincerely,

Ricardo Maestas
Acting Chief
Hazardous Waste Bureau

RM: tj

cc: Tyre Jameson, NMED HWB
Aaron Coffman, NMED HWB CTAP Manager
Frank Rodarte, NMED HWB
Levi Cole, District I Manager

file: Library # 5020