



MICHELLE LUJAN GRISHAM
GOVERNOR

JAMES C. KENNEY
CABINET SECRETARY

CERTIFIED MAIL - RETURN RECEIPT REQUIRED

February 21, 2024

Juan Carlos Rodriguez
Site Manager
TPI Composites
4800 Avenida Creel
Santa Teresa, NM 88008

**RE: NOTICE OF VIOLATION
TPI COMPOSITES**

Dear Mr. Rodriguez:

On March 21, 2023, the New Mexico Environment Department ("NMED") conducted a hazardous waste Compliance Evaluation Inspection ("Inspection") at TPI Composites ("TPI"), located at 4800 Avenida Creel, Santa Teresa, New Mexico. TPI is a storage and maintenance yard for wind turbine parts. These operations generate hazardous waste paint-related material.

Based on that Inspection and review of the information obtained, NMED has determined that TPI is a Very Small Quantity Generator of hazardous waste as defined in 40 Code of Federal Regulations ("CFR") 262.13. Furthermore, NMED has determined that TPI 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 violations:

1. Failure to pay Hazardous Waste Generation fees, which is a violation of 20.4.3.201.A NMAC. Specifically, TPI generated Very Small Quantity Generator (VSQG) amounts of hazardous waste in calendar year 2020, 2021 and 2022. Generator fees are due by the first of August of the following year. Fees for 2020 were due by August 1, 2021, 2021 fees were due by August 1, 2022, and 2022 fees were due by August 1, 2023.

Corrective Action: TPI must pay fees for the calendar years 2020, 2021 and 2022. Please contact Vanessa Baros at (505) 690-5786 or email at vanessa.baros@env.nm.gov to make payment arrangements.

NMED is requesting that TPI provide to NMED within thirty (30) days of receipt of this letter a written description of the actions taken by TPI to address violation described above or a schedule for implementation of corrective actions not yet completed.

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 TPI 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 TPI of its obligation to comply with all other applicable laws and regulations.

Pursuant to the NMED Delegation Order dated February 19, 2024, 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 and the Deputy Director of the Resource Protection Division. If you have any questions regarding this letter, please contact Aaron Coffman of my staff at (505) 690-5211 or by email at aaron.coffman@env.nm.gov.

Sincerely,

Beau Masse
Acting Deputy Director
Resource Protection Division

BM: ac

cc: Aaron Coffman, NMED HWB
Ricardo Maestas, NMED HWB Acting Chief
Stephen Connolly, NMED HWB
Michael Kesler, NMED District III Manager

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