



BRUCE KING
GOVERNOR

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ENVIRONMENT DEPARTMENT
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ENTERED
JUDITH M. ESPINOSA
SECRETARY

RON CURRY
DEPUTY SECRETARY

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

August 12, 1994

Mr. Thomas E. Blejwas, Director
Environmental Operations Center
Sandia National Laboratories
P.O. Box 5800
Albuquerque, New Mexico 87185-1315

**RE: Request for a Public Hearing on the Kirtland Air Force Base
Open Detonation Draft Permit**

Dear Mr. Blejwas:

This letter is written in reply to your June 3, 1994 letter in which you requested a public hearing on the Kirtland Air Force Base open detonation draft Permit developed by the New Mexico Environment Department (NMED). Following NMED's receipt of the letter, an informal public meeting was held on June 30, 1994 with the U.S. Department of Energy (DOE), Sandia National Laboratories (SNL), Kirtland Air Force Base (KAFB) and the New Mexico Environment Department (NMED), to give KAFB and NMED the opportunity to fully respond to the concerns that the commenters (SNL and DOE) had. This was in accordance with New Mexico Hazardous Waste Management Regulations (HWMR-7), Part IX, Section 902.A.4., which state that the NMED, acting in conjunction with the applicant, will respond to the request in an attempt to resolve the issues regarding the proposed draft Permit.

In your letter of June 3, 1994 you expressed concern about four issues that NMED should address. These include (1) Waste Analysis; (b) Off-site Generators; (3) Prohibited Waste, and (4) Exemplary Hazmat Manifest From Generator to KAFB.

Enclosed is a copy of NMED's modifications made to the draft permit text to address the four issues of concern.

NMED believes that the changes made to the draft Permit text will allay SNL's concerns. NMED would therefore appreciate your written withdrawal of a request for a hearing within 15 days of receipt of this letter.

KAFB1470



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If you have further questions regarding this matter you may contact me or Cornelius Amindyas of my staff at (505) 827-4308.

Sincerely,



Barbara Hoditschek, Manager
RCRA Permits Program
Hazardous and Radioactive Materials Bureau

Enclosure

cc: Benito Garcia, Chief, HRMB
Walter Darr, KAFB
Kathleen Carlson, DOE
File Red, 1994

ATTACHMENT:

PROPOSED RESOLUTION TO DOE/SNL REQUEST FOR PUBLIC HEARING ON
KIRTLAND AIR FORCE BASE OPEN DETONATION DRAFT PERMIT

August 12, 1994

The following are the modifications made to the draft permit text following the meeting of June 30, 1994:

(1) GENERAL WASTE ANALYSIS

The verbiage of Module II, Permit Conditions B., and C.2.a., page II-1, will now read as the following bold printed and highlighted paragraphs:

II.B.1. The manufacturer of the explosives shall provide the Permittee Material Safety Data Sheets (MSDS) that contain all the chemical composition (and percentages) required by this permit. The Permittee shall review the generator supplied information to check for completeness and accuracy, to ensure that the waste meets the criteria of the waste acceptance plan. The Permittee shall also use the generator supplied information and process knowledge to characterize the explosive waste munitions.

II.B.2. The Permittee shall inform the Secretary verbally within 24 hours, and subsequently in writing, within 7 days of any deviation from the wastes listed in Permit Attachment M and Appendix AA, prior to their demolition.

II.C.2 a. The Permittee shall not accept any off-site waste if the generator does not provide the information required in the above Permit Condition B.1.

The third sentence on page A4 of the draft permit that reads "Knowledge of process will not be accepted in lieu of chemical analysis" has been removed from the permit text. The required data in Table A-1 (pH...etc) may be obtained from process knowledge and related literature.

Permit Condition C.2.a. of Module II of the permit text which formerly read "The Permittee shall not accept any off-site waste,..." has been omitted, since the Permittee will be accepting waste from off-site generators including those listed in Table A-2, Permit Attachment A.

(2) OFF-SITE GENERATORS

NMED categorizes SNL as an off-site generator. Hence, SNL has been added to the (Table A-2 of the Permit Text) list of Potential Hazardous Waste generators from whom KAFB will be accepting hazardous waste for treatment at the OD unit.

(3) PROHIBITED WASTE

The following Module III Permit Condition (struck out), will be replaced with the bold printed highlighted sentence as follows:

III.B.1. ~~The Permittee shall open detonate only the wastes listed in Appendix AA of Permit Attachment A (Waste Analysis Plan).~~

III.B.1. The Permittee shall open detonate only the wastes listed in Permit Attachment M (Permitted Waste Codes and Maximum Treatment Quantities).

In addition, the revised title of Appendix AA will replace the struck out sentence below and will read as the bold printed highlighted sentence, thus:

~~"List of Waste Munitions to be Treated at the KAFB Range."~~

"Potential Waste To Be Treated At The KAFB Open Detonation Treatment Unit."

(4) EXEMPLARY HAZMAT MANIFEST FROM GENERATOR TO KAFB

The issue of SNL's MSDSs with phone numbers that had been formerly included in the draft permit as Table I-1, and which SNL does not wish to have included in the KAFB Permit text has been resolved. KAFB has provided NMED with a generic MSDS on which the name of SNL and all the phone numbers were omitted.