



Department of Energy
 Field Office, Albuquerque
 Los Alamos Area Office
 Los Alamos, New Mexico 87544

NOV 02 1993

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 Permit
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Dr. Allyn M. Davis, Director
 Hazardous Waste Management
 Division (6H)
 U. S. EPA, Region 6
 1445 Ross Ave., Suite 1200
 Dallas, Texas 75202-2733

Dear Dr. Davis:

On July 22, 1993, the Los Alamos Area Office (LAAO) of the Department of Energy (DOE) sent Region 6, Environmental Protection Agency (EPA), a notification of our plan to issue the Federal Facility Compliance Agreement for public comment. The plan, verbally approved by Dr. Joel Dougherty of your staff, contained these following steps which have been taken to satisfy Section II of the Agreement:

A fact sheet (Enclosure A) and an announcement (Enclosure B) was mailed to 1400 addresses of key stakeholders;

A news release (Enclosure C) was prepared by the DOE Albuquerque Operations Office, External and Internal Affairs Division, and was distributed to the Media on July 28, 1993. This release resulted in radio news stories and articles in the State's major newspapers;

Copies of the Agreement were placed in the Mesa Public Library (Los Alamos), the Environmental Reading Room (Los Alamos), the Santa Fe Public Library, and the Espanola Public Library. Because of an oversight, the copies were not placed in these locations until August 2, 3, 4, and 5, respectively. However, for the one person (Bowman Fox of "Defense Cleanup") who called during that period and could not find the Agreement, a personal copy was telefaxed to his address. Additionally, a copy of the Agreement was sent to the Atomic Museum at Kirtland Air Force Base, by request, so that persons in Albuquerque could review the Agreement.

A one-week extension to September 7, 1993, was also given so that additional people could review the document. This extension was announced in the Albuquerque Journal (North Edition - Enclosure H) and the Santa Fe New Mexican (Enclosure I). Another ad was ordered for the Los Alamos Monitor, but was never run by the newspaper.



NOV 02 1993

Dr. Allyn M. Davis

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We believe that all of these activities considered as a whole satisfied all requirements of the Agreement. If you have any questions concerning these activities, please call me at (505) 667-5105 or Jon Mack of my staff at (505) 665-5026.

Sincerely,



Jerry L. Bellows
Area Manager

LESH:9JM-043

Enclosures

cc w/enclosures:
J. Mack, ES&H, LAAO

Joel Dougherty
RCRA Enforcement Branch
(6H-CS)
U. S. EPA, Region 6
1445 Ross Ave., Suite 1200
Dallas, Texas 75202-2733

Benito Garcia, Bureau Chief
Hazardous & Radioactive
Materials Bureau
New Mexico Environment Dept.
525 Camino de los Marquez
Santa Fe, New Mexico 87502

P. Siebach, EM-323, HQ

M. Bange, WMD, AL

A. Tiedman, ADO, LANL,
MS-A120

K. Hargis, EM-8, LANL,
MS-K490

T. Drypolcher, EM-7, LANL,
MS-E517

P. Trujillo-Oviedo, PA-3,
LANL, MS-P355

**Federal Facility Compliance Agreement
between the
Department of Energy and the Environmental Protection Agency
for
Los Alamos National Laboratory**

Los Alamos National Laboratory is currently out of compliance with land disposal restriction storage prohibitions of Section 3004 (j) of the Resource Conservation and Recovery Act for most mixed (i.e. hazardous, radioactive waste) and some hazardous waste. The Laboratory lacks sufficient capacity to treat these wastes on site in accordance to regulatory standards. In addition, there is currently no off-site commercial facility capable of treating the wastes.

On July 19, 1993, Secretary of Energy, Hazel O'Leary, approved a Federal Facilities Compliance Agreement with the Environmental Protection Agency, Region 6. The agreement addresses the deficiencies cited in a Notice of Non-Compliance that was issued to Los Alamos National Laboratory on September 3, 1992, and will set forth a schedule to bring the Laboratory into compliance with current standards. The agreement is based on milestones developed using a phased approach. The phases include activities such as construction of new facilities and obtaining operating permits. Full compliance is expected to be achieved after the year 2000.

Funding for complying with the terms of the Federal Facility Compliance Agreement is currently contained or will be contained in the Office of Environmental Restoration and Waste Management's FY'93 appropriated and FY 1994 President's budget, and future years as outlined in the Five-Year Plan strategic planning process.

Public comments regarding the agreement will be accepted for 30 days before it becomes effective. The comment period will end on August 30, 1993. Comments should be mailed to:

Joel Dougherty
RCRA Enforcement Branch (6H-CS)
Environmental Protection Agency
1465 Ross Avenue Suite 1200
Dallas, Texas 75202-2733

The Department of Energy
Los Alamos Area Office

announces an

Opportunity to Review and Comment on a
FEDERAL FACILITIES COMPLIANCE AGREEMENT

reached between the Department of Energy and the
Environmental Protection Agency
for

LOS ALAMOS NATIONAL LABORATORY

The Agreement outlines a plan to treat hazardous and mixed waste at Los Alamos National Laboratory.

A copy of the agreement is available for viewing at the following locations:

Environmental Reading Room
1450 Central, Suite 101
Los Alamos, New Mexico

Santa Fe Public Library
145 Washington
Santa Fe, New Mexico

Mesa Public Library,
1741 Central
Los Alamos, New Mexico

Española Public Library
314A Oñate St.
Española, New Mexico

Comments will be accepted until August 30, 1993 and can be submitted to :

Joel Dougherty
RCRA Enforcement Branch (6H-CS)
Environmental Protection Agency
1465 Ross Avenue Suite 1200
Dallas, Texas 75202-2733

For more information contact Jon Mack, DOE-Los Alamos Area Office,
(505) 665-5026.

DOE NEWS

NEWS MEDIA CONTACT:
Anna M. Bachicha, (505) 845-5653

FOR IMMEDIATE RELEASE:
July 28, 1993

MEDIA ADVISORY

The U.S. Department of Energy and the Environmental Protection Agency, Region 6, are requesting public comments over a 30-day period on a draft Federal Facility Compliance Agreement regarding land disposal restrictions for hazardous waste and mixed waste (waste that has both hazardous and radioactive constituents) at the Los Alamos National Laboratory. The Agreement will become effective after resolution of any comments received from the public. The document includes the schedule for construction and operation of mixed waste treatment facilities and plans for minimization of future mixed waste generation.

Copies of the Agreement will be available on July 30, 1993, for public review at the following locations:

Environmental Reading Room
1450 Central, Suite 101
Los Alamos, New Mexico

Mesa Public Library
1741 Central
Los Alamos, New Mexico

Santa Fe Public Library
145 Washington
Santa Fe, New Mexico

Espanola Public Library
314A Oate St.
Espanola, New Mexico

Comments on the document may be sent to:

Joel Dougherty
RCRA Enforcement Branch (6H-CS)
Environmental Protection Agency
1445 Ross Avenue Suite 1200
Dallas, Texas 75202-2733

- DOE -

AL-93-20

A6 ALBUQUERQUE JOURNAL Thursday, July 29, 1993

**The Department of Energy
Los Alamos Area Office
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FEDERAL FACILITIES
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Comments will be accepted until August 30, 1993 and can be submitted to:

Joel Dougherty
RCRA Enforcement Branch (H-CS)
Environmental Protection Agency
1445 Ross Avenue
Dallas, Texas 75202-2733

For more information contact Jon Mack, DOE-Los Alamos Area Office, (505) 665-5026.

A-4 THE NEW MEXICAN Thursday, July 29, 1993

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Joel Dougherty
RCRA Enforcement Branch (6H-CS)
Environmental Protection Agency
1445 Ross Avenue
Dallas, Texas 75202-2733

For more information contact Jon Mack, DOE-Los Alamos Area Office, (505) 665-502

Rio Grande SUN, Thursday, July 29, 1993

**The Department of Energy, Los Alamos Area Office
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Española, N.M.

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and can be submitted to:

Joel Dougherty, RCRA Enforcement Branch (6H-CS)
Environmental Protection Agency, 1445 Ross Avenue
Dallas, Tx. 75202-2733

For More Information contact:
Jon Mack, DOE-Los Alamos Area Office, 505-665-5026.

Los Alamos Monitor**2** Friday, July 30, 1993

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Environmental Protection Agency
1445 Ross Avenue
Dallas, Texas 75202-2733

For more information contact Jon Mack, DOE-Los Alamos Area Office,
(505) 665-5026

TUESDAY, AUGUST 31, 1993 **JOURNAL NORTH** 5

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Espanola, New Mexico |

The comment period has been extended from August 30 to September 7, 1993. Comments can be submitted to:

Joel Dougherty
 RCRA Enforcement Branch (6H-CS)
 Environmental Protection Agency
 1445 Ross Avenue Suite 1200
 Dallas, Texas 75202-2733

For information contact Jon Mack, DOE-Los Alamos Area Office, (505) 665-5026

Tuesday, August 31, 1993 THE NEW MEXICAN A-3

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