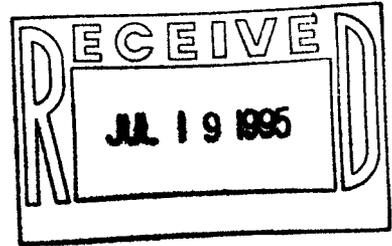




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

July 14, 1995



Mr. Stu Dinwiddie
New Mexico Environment Department
Hazardous Waste
525 Camino de los Marquez, Suite 4
Santa Fe, NM 87502

Dear Mr. Dinwiddie:

This responds to your recent request for a copy of the draft proposed Compliance Agreement between the U.S. Environmental Protection Agency and the U.S. Department of Energy (DOE) in the matter of noncompliance of DOE's Los Alamos National Laboratory with requirements of National Emission Standards for Hazardous Air Pollutants (Emission of Radionuclides).

Enclosed is your copy of the draft proposed Agreement. If you would like to submit comments on the proposed agreement, such comments must be received by August 4, 1995 and should be submitted in writing to:

Samuel Coleman, Director
Air, Pesticides and Toxics Division (6T)
U.S. Environmental Protection Agency
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

Please refer any questions to me at:

Henry D. May
Air Enforcement Branch (6T-E)
U.S. Environmental Protection Agency
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

or call me at 214/665-7297.

Sincerely yours,

for Henry D. May
Radiation Representative (6T-ET)

Enclosure



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FFCO

TK

Department of Energy Facilities (NESHAP), 40 CFR part 61, subpart H, set forth in Notices of Noncompliance issued by EPA to DOE effective November 27, 1991, and November 23, 1992. The draft FFCA incorporates (at Appendix A) a Compliance Plan which requires DOE to upgrade the facility and operations to achieve full compliance with NESHAP Subpart H. EPA seeks comment on the draft FFCA within 60 days of the date of publication of this notice. Single copies of the draft FFCA may be obtained on request, or the draft FFCA may be examined at any of the locations listed below (see ADDRESSES). Single copies of the draft FFCA are available on request from Mr. Hank May, U.S. Environmental Protection Agency (6T-E), 1445 Ross Avenue, Dallas, Texas 75202-2733. The request may be made via facsimile at (214) 665-2164, or by calling a 24-hour message system at (214) 665-7225. If request is made on 24-hour telephone message system or by facsimile, message will be acknowledged promptly and the draft FFCA mailed as soon as possible. On request, the draft FFCA will be sent instead on PC disk in WordPerfect 5.1.

Three informational meetings will be held early in the 60-day comment period, and will be open to the public. The purpose of these meetings is not to receive comments on the FFCA, but rather to explain the background and basis of the FFCA to those interested, and answer questions related to the FFCA. Meetings will be held in Los Alamos, NM at the Fuller Lodge, 2132 Central Avenue (at 20th Street) from 7 p.m. to 10 p.m. on June 27, 1995; in Española at the Española National Guard Building, West Fairview Lane (2.3 miles west of U.S. Highway 285) from 7 p.m. to 10 p.m. on June 28, 1995; and in Santa Fe at the auditorium in the Runnels Building, New Mexico Department of Environment, 1190 St. Francis Drive from 7:00 p.m. to 10:00 p.m. on June 29, 1995. All meetings will be conducted in English, but a Spanish translator will be available to assist with questions and answers. Facilities will not be available to receive comments, and it is emphasized that *comments on the draft FFCA cannot be received at these informational meetings.*

DATES: Comments on the draft FFCA must be received in writing by no later than August 4, 1995.

ADDRESSES: Written comments on the draft FFCA should be submitted in writing to Mr. Samuel Coleman, Director Air, Pesticides and Toxics Division (6T), U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, TX 75202-2733.

A copy of the draft FFCA is available for inspection at the following locations:
Albuquerque Public Library, 501 Copper Avenue NW, Albuquerque, New Mexico.

Santa Fe Public Library, 145 Washington Avenue, Santa Fe, New Mexico.

Los Alamos DOE Community Reading Room, 1350 Central Avenue, Suite 101, Los Alamos, New Mexico; also in Los Alamos at the Mesa Public Library, 2400 Central Avenue, Los Alamos, New Mexico.

Española Public Library, 314 Onate, Española, New Mexico.

EPA Library, 401 "M" Street, SW. (West Tower, Room 2904), Washington, DC.

FOR FURTHER INFORMATION CONTACT: Mr. Hank May, Air Enforcement Branch (6T-E), U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202-2733; telephone (214) 665-7297.

Dated: May 26, 1995.

Samuel Coleman,
Director, Air, Pesticides and Toxics Division (6T), EPA Region 6.

[FR Doc. 95-13668 Filed 6-2-95; 8:45 am]

BILLING CODE 6560-50-P

[FRL-5215-7]

Availability of Draft Proposed Compliance Agreement Between Environmental Protection Agency and Department of Energy Related to Noncompliance of the Los Alamos National Laboratory With National Emission Standards for Hazardous Air Pollutants, 40 CFR Part 61, Subpart H (Radionuclides); and Notice of Public Information Meetings

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of availability of draft proposed compliance agreement and notice of public information meetings.

SUMMARY: The Environmental Protection Agency is hereby giving notice of availability for public review and comment, a draft Federal Facility Compliance Agreement (FFCA) between the Environmental Protection Agency (EPA) and the Department of Energy (DOE), in the matter of the DOE's Los Alamos National Laboratory, Los Alamos, New Mexico. The draft FFCA has been negotiated pursuant to the Clean Air Act, 42 U.S.C. 7401, et seq., and Executive Order 12088, October 13, 1978, (43 FR 47707). The FFCA will resolve violations of the National Emission Standards for Hazardous Air Pollutants relating to Emissions of Radionuclides Other Than Radon From

ENVIRONMENTAL PROTECTION AGENCY

**Availability of Draft Proposed Compliance Agreement
Between Environmental Protection Agency
and Department of Energy**

**Related to Noncompliance of the Los Alamos National Laboratory
with National Emission Standards for Hazardous Air Pollutants,
40 C.F.R. 61 Subpart H (Radionuclides);
and Notice of Public Information Meetings**

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of availability of draft proposed compliance agreement and notice of public information meetings.

SUMMARY: The Environmental Protection Agency is hereby giving notice of availability for public review and comment, a draft Federal Facility Compliance Agreement (FFCA) between the Environmental Protection Agency (EPA) and the Department of Energy (DOE), in the matter of the DOE's Los Alamos National Laboratory, Los Alamos, New Mexico. The draft FFCA has been negotiated pursuant to the Clean Air Act, 42 U.S.C. § 7401, et seq., and Executive Order 12088, October 13, 1978, (43 Fed. Reg. 47707). The FFCA will resolve violations of the National Emission Standards for Hazardous Air Pollutants relating to Emissions of Radionuclides Other Than Radon From Department of Energy Facilities (NESHAP), 40 C.F.R. Part 61, Subpart H, set forth in Notices of Noncompliance issued by EPA to DOE effective November 27, 1991, and November 23, 1992. The draft FFCA incorporates (at Appendix A) a Compliance Plan which requires DOE to upgrade the facility and operations to achieve full compliance with NESHAP Subpart H. EPA seeks comment on the draft FFCA within 60 days of the date of publication of this notice. Single copies of the draft FFCA may be obtained on request, or the draft FFCA may be examined at any of the locations listed below (see **ADDRESSES**). Single copies of the draft FFCA are available on request from Mr. Hank May, U.S. Environmental Protection Agency (6T-E), 1445 Ross Avenue, Dallas, Texas 75202-2733. The request may be made via facsimile at (214) 665-2164, or by calling a 24-hour message system at (214) 665-7225. If request is made on 24-hour telephone message system or by facsimile, message will be acknowledged promptly and the draft FFCA mailed as soon as possible. On request, the draft FFCA will be sent instead on PC disk in WordPerfect 5.1.

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Fairview Lane (2.3 miles west of U.S. Highway 285) from 7:00 p.m. to 10:00 p.m. on June 28, 1995; and in Santa Fe at the auditorium in the Runnels Building, New Mexico Department of Environment, 1190 St. Francis Drive from 7:00 p.m. to 10:00 p.m. on June 29, 1995. All meetings will be conducted in English, but a Spanish translator will be available to assist with questions and answers. Facilities will not be available to receive comments, and it is emphasized that comments on the draft FFCA cannot be received at these informational meetings.

DATES: Comments on the draft FFCA must be received in writing within 60 days following publication of this Federal Register Notice.

ADDRESSES: Written comments on the draft FFCA should be submitted in writing to Mr. Samuel Coleman, Director Air, Pesticides and Toxics Division (6T), U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, TX 75202-2733.

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EPA Library, 401 "M" Street, SW (West Tower, Room 2904), Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Mr. Hank May, Air Enforcement Branch (6T-E), U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202-2733, telephone (214) 665-7297.

May 26, 1995

Dated:

Samuel Coleman
Director
Air, Pesticides and
Toxics Division (6T)
EPA Region 6

BILLING CODE: 6560-50-P