

ffco

**NEW MEXICO  
ENVIRONMENT DEPARTMENT**



ENTERED



SUSANA MARTINEZ  
Governor  
JOHN A. SANCHEZ  
Lieutenant Governor

2905 Rodeo Park Drive East, Building 1,  
Santa Fe, NM 87505-6303  
Phone (505)476-6000 Fax (505) 476-6030  
www.nmenv.state.nm.us



RYAN FLYNN  
Cabinet Secretary  
BUTCH TONGATE  
Deputy Secretary

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

May 15, 2015

Andrew Worker  
STP Project Manager  
Los Alamos Field Office  
National Nuclear Safety Administration  
3747 West Jemez Road, MS A316  
Los Alamos, NM 87544

Monica Noll  
STP Project Manager  
Waste Management Programs (WM-PROG)  
Los Alamos National Laboratory  
P.O. Box 1663, MS-K996  
Los Alamos, NM 87545

**RE: NOTICE OF COMPLETION OF OFF-SITE WASTE SHIPMENT ACTIVITY 3.1.8 (B), COMPLIANCE PLAN, SITE TREATMENT PLAN, FEDERAL FACILITY COMPLIANCE ORDER  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID #NM0890010515  
HWB-LANL-15-010**

Dear Mr. Worker and Ms. Noll:

The New Mexico Environment Department (NMED) has received the United States Department of Energy (DOE) and the Los Alamos National Security, LLC (LANS) (collectively, the Respondents) *Notice of Completion of Off-Site Waste Shipment Activity 3.1.8 (B), Compliance Plan, Site Treatment Plan, Federal Facility Compliance Order, Los Alamos National Laboratory* dated and received March 24, 2015, and referenced by WM-DO-15-006 and LA-UR-15-21586.

As stated by the Respondents, Table 3.1.8-2 in Section 3.1.7 of the STP requires the Respondents to notify NMED of the shipment of STP-covered mixed low-level waste to an off-site treatment facility within 45 days of receipt of the waste at the off-site facility. The Respondent's letter states, "The shipments were received at Perma-Fix Florida, on May 22, 2014" and that due to an oversight, the notice was not made within 45 days of the receipt of the waste.



Mr. Worker and Ms. Noll

May 15, 2015

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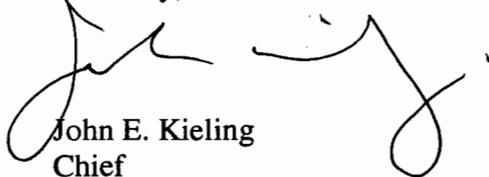
This is the fourth notification not transmitted within 45 days of the receipt of waste since December 2011. In addition to the subject notification, the other notifications are:

- 1) *Notice of Completion of Off-Site Waste Shipment Activity (3.1.8) in the Compliance Plan, Site Treatment Plan, Los Alamos National Laboratory* dated and received by NMED on December 9, 2011. The shipment was received by the designate facility on September 19, 2011.
- 2) *Notice of Completion of Off-Site Waste Shipment Activity 3.3.4(B and C), Compliance Plan, Federal Facility Compliance Order, Los Alamos* dated and received by NMED on September 19, 2012. The shipment was received by the designate facility on April 2, 2012.
- 3) *Notice of Completion of Off-Site Waste Shipment Activity 3.3.4(B and C), Compliance Plan, Federal Facility Compliance Order, Los Alamos* dated and received by NMED on September 3, 2013. The shipment was received by the designate facility on June 20, 2013.

Failure to notify NMED within 45 days of receipt of shipment at the off-site facility is a violation of FFCO Section VI, *Site Treatment Plan*. NMED is not assessing a civil penalty at this time. However, the Respondents' must make every effort to comply with the reporting and notification requirements of the FFCO and/or the STP. Should this occur in the future, it may result in the assessment of civil penalties.

Please contact Siona Briley of my staff at (505) 476-6049 should you have any questions or concerns.

Sincerely,



John E. Kieling  
Chief

Hazardous Waste Bureau

cc: D. Cobrain, NMED HWB  
N. Dhawan, NMED HWB  
T. Hall, NMED HWB  
S. Briley, NMED HWB  
S. Yanicak, NMED DOE OB, MS J993  
A. Dorries, ENV-DO

File: LANL, Site Treatment Plan 3.1.8 (B) March 24, 2015 and Fiscal Year 2015.