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*Stu [unclear]*  
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Date: September 4, 1997  
 Refer to: EM/ER:970343



HSWA LANL G/M/N/97

Mr. Benito Garcia  
 NMED-HRMB  
 P.O. Box 26110  
 Santa Fe, NM 87502

**SUBJECT: MINUTES FOR MONTHLY MEETING WITH HRMB**

Dear Mr. Garcia:

Enclosed please find a copy of the minutes pertaining to the Environmental Restoration (ER) portion of the meeting held in Santa Fe on August 12, 1997, with members of your staff and personnel from Los Alamos National Laboratory's ER Project.

Should you have any questions, please call Dave at (505) 667-0819 or Joe at (505) 667-5808.

Sincerely,

*[Signature of David McInroy]*

David McInroy, Compliance Manager  
 LANL/ER Project

Sincerely,

*[Signature of Joe Mose]*

Joe Mose, Compliance Manager  
 DOE/LAEO

DM/JM/kr

Enclosure: August 12, 1997, Monthly Meeting Minutes with HRMB

*ru*



Cy (w/ enc.):

G. Allen, CST-18, MS E525  
T. Baca, EM, MS J591  
R. Bohn, EM/ER, MS M992  
S. Bolivar, EES-13, MS H865  
J. Canepa, EM/ER, MS M992  
W. Cox, SNL  
J. Ellvinger, ESH-19, MS K490  
R. Ferenbaugh, EES-15, MS J495  
M. Gilgosch, LAAO, MS A316  
T. Glatzmaier, DDEES/ER, MS M992  
G. Gould, EES-15, MS J495  
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J. Jansen, EM/ER, MS M992  
D. Krier, EES-1, MS D462  
L. Maassen, EM/ER, MS M992  
R. Michelotti, CST-18, MS E525  
J. Mose, LAAO, MS A316  
J. Plum, LAAO, MS A316  
A. Pratt, EES-13, MS J521  
G. Rael, DOE-AL, MS A906  
M. Salazar, EM/ER, MS M769  
P. Shanley, ESH-19, MS K498  
T. Taylor, LAAO, MS A316  
T. Todd, LAAO, MS A316  
J. Vozella, LAAO, MS A316  
T. Davis, NMED-HRMB  
S. Dinwiddie, NMED-HRMB  
K. Hill, NMED-HRMB  
J. Kieling, NMED-OB  
J. Parker, NMED-HRMB  
J. Rogers, NMED-GWQB  
D. Wilburn, NMED-HRMB  
EM/ER File, MS M992  
RPF, MS M707

# HRMB and ER Monthly Meeting Minutes

## August 12, 1997

### Agenda Item 1: NMED Comments on ER Monthly Update

D. McInroy provided a revised ER Monthly update dated August 8. NMED indicated that certain documents still are not identified such as VCA plans.

*Action Item: LANL will make the following changes: switch the position of NOD and supplemental information columns; ensure all PRSs are identified in the title of a document in the update and that space is large enough to accommodate; all documents will be identified; the update will continue to be provided on a monthly basis; and a numbering system will be added per each document type.*

### Agenda Item 2: Status of LANL Withdrawing EC Plans

D. McInroy indicated that he had planned to have the letter withdrawing the EC Plans to hand to NMED at the meeting, but the letter is not yet signed by the appropriate parties. D.M. indicated it would be received at NMED in the very near future. The withdrawal of all the EC Plans will vacate the TA-39 Interim Action Plan denial.

### Agenda Item 3: Bioremediation Pilot Studies at 16-021(c)

NMED agreed to have a presentation on bioremediation. Kim Hill suggested that NMED's LANL working group members not in HRMB also attend. October 6 was identified as the tentative date.

*Action Item: K. Hill will contact Joe Mose to finalize where and when the bioremediation presentation will be held.*

### Agenda Item 4: Septic Tanks

P. Shanley provided a draft ER policy on septic tanks. NMED asked if LANL intended to conduct integrity tests. LANL indicated they were probably not going to do integrity testing but would sample beneath and/or alongside tanks to determine if a release from a tank had occurred. The following were agreed to:

*Action Item: By next meeting (October) LANL will provide a decision logic and flow chart for septic tank sampling and remediation which will incorporate any comments provided by NMED on the draft policy; a list of active septic tanks that are PRSs; if active, when the projected inactive date is; identify which of these septic tanks are on the permit; and provide a map depicting the septic tank PRS locations. The septic tanks that are PRSs and that will be active in the long term will also be identified.*

### Agenda Item 5: Development of an Agenda for October 15 Workshop/Meeting

Stu Dinwiddie indicated that he and Dave McInroy would be having private, monthly "gloves-off" meetings and that he was working on initiating a work exchange where Dave McInroy would work with John Kieling for two weeks at NMED and John would work with Dave at LANL for two weeks. He also indicated that the draft fee regulations would be out by 8/22 and a 30-day comment period would follow. If the fee regulations are approved by the EIB, they will become effective in February 1998 and fees would be due in July 1998. LANL would pay a base fee of 900K and 500 dollars for each SWMU identified in a document submitted for review. This fee may add 10 NMED staff to review LANL documents. He also indicated that there is the potential for HRMB to have nine additional staff positions after the next state legislature session, irrespective of the fee regulations being adopted.

The issue of recurring NODs was addressed as a possible topic for the workshop. NMED could explain their needs as reviewers but they think this has been explained in NODs. Other possible topics included qualified data and depth of sampling. The format for the meeting and how to ensure agreement on major

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issues in a one-day meeting were a concern to all. Also of concern were the number of participants and their roles. If too many people are present, nothing may get resolved. The question arose as to whether or not Sandia should be involved, which will be determined according to what issues will be addressed.

***Action Item: LANL will draft a list of proposed agenda topics by 8/19. NMED and LANL will have a finalized agenda by 8/29 that will have a maximum of 8 topics but hope to cull this to 5 or 6. The agenda should include one all-encompassing agenda and then separate agendas for each topic.***

### **Agenda Item 6: Implications of Report Withdrawal**

D. McInroy requested NMED's view on the withdrawal of reports due to changes in the way that corrective actions are being done. NMED indicated that if LANL submitted a document in good faith and later found it to be deficient in some way, it would be acceptable to write a letter withdrawing that document. Reasons for withdrawal of a document include technical and regulatory problems combined with administrative problems. LANL may request a change in NMED's prioritization of reviewing documents. One letter may be sent addressing many document withdrawals but that letter must specify the entire name of the documents being withdrawn and when/if LANL proposes to resubmit each of the documents.

NMED has recently received review comments on nine documents from EPA.

LANL indicated that they understand that NMED likes the Sandia approach for NFAs.

***Action Item: Stu D. will give Joe M. a copy of a Sandia NFA document considered to be a "good example".***

***Action Item: Kim Hill and John Kieling will provide LANL with the list of Supplemental Information requests that will be sent to LANL in the near future.***

The denial of TA-21 and TA-15 were discussed. LANL indicated that they would like to approach the denial under Section I.4 of Module VIII. It was clear that both LANL and NMED felt it was necessary to meet on both the TA-15 and TA-21 documents to clarify and resolve issues. NMED suggested that LANL resubmit the reports.

### **Agenda Item 7: Timing on Response to NODs**

Kim Hill requested that the "Re" line in letters specifically identify all PRSs being addressed in the document submitted to NMED. NMED also requested a list of aggregates and what PRSs are in which aggregates.

***Action Item: D. McInroy will provide NMED a list of aggregates and their associated PRSs by next month's meeting.***

The draft responses on the MDA K NOD comments will be discussed via teleconference between Roy Michelotti, Dave McInroy, and NMED.

J. Mose suggested to NMED that they could decrease the names on the distribution list to DOE personnel as per Joe Vozella. NMED will consider decreasing the number of DOE names on the distribution list for LANL.

### **Agenda Item 8: NFA Criteria - DOU vs. PCT**

NMED indicated that they had noticed a difference in the NFA criteria in the PCT policy and the DOU annex. They asked how this was being addressed. LANL indicated that the PCT policy is being revised to track with the DOU.

### **Agenda Item 9: Notification of Release Form**

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NMED indicated that the Surface Water Quality Bureau found out about a release to a PRS from a letter to HRMB that they were copied on, but SWQB itself was not notified. LANL indicated that ESH-18 did not notify SWQB because the release did not go into the environment; it was contained within the PRS and no surface water was impacted. SWQB and HRMB questioned why LANL is not using the form developed by ESH-18 or the form attached to a May 1, 1997 letter NMED sent LANL. LANL indicated that there is some disagreement with the May 1 letter and that LANL will be responding to the letter.

This topic will be revisited next week at the SWQB monthly meeting.

The next meeting is scheduled for October 9, 1997 at 1:30.