

NEW MEXICO
HEALTH AND ENVIRONMENT
DEPARTMENT

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HAZARDOUS WASTE SECTION
(505) 827-2929

TA-16

GARREY CARRUTHERS
Governor

LARRY GORDON
Secretary

CARLA L. MUTH
Deputy Secretary

CERTIFIED MAIL --- RETURN RECEIPT REQUESTED

January 30, 1987

Mr. Harold Valencia
Area Manager
U.S. Department of Energy
Los Alamos, NM 87544

Re: NM0890010515
RCRA Permit Application

Dear Mr. Valencia:

The EID has reviewed for completeness with the requirements of the New Mexico Hazardous Waste Management Regulations, Section 302.A.4., the permit application materials submitted to date by Los Alamos National Laboratory. The application is complete and we will proceed with technical review and drafting of the permit in accordance with Section 302.A.3. EID will use the permit application materials submitted by DOE on March 27, 1986, and revised on November 13, 1986, as DOE's final application for a RCRA permit. The technical review will include the trial burn report due from DOE by March 8, 1987. Any unit at LANL subsequently identified as operating subject to RCRA but not identified by DOE in the application materials will be deemed to be in violation of the regulations.

Please note that the additional requirements of the Hazardous and Solid Waste Amendments of 1984 will be addressed by EPA Region VI. The final permit will reflect both State and EPA requirements under their respective regulations and requirements.

This letter does not constitute EID's acceptance of DOE's assertion that the industrial waste treatment facility (IWTF) in building 50-1 is exempt from RCRA. It is EID's belief that the IWTF has accepted, as a minimum, mixed waste by accepting scrubber solution blowdown from the controlled air incinerator in Building 50-37. However, the IWTF status question will be deferred at this time and readdressed when the mixed waste RCRA permit is considered.



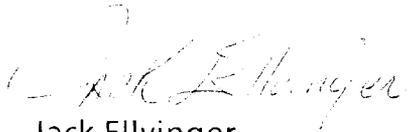
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Permit

The adequacy of the closure plan submitted with your November 13, 1986, letter for the TA-16 surface impoundment, will be addressed by separate correspondence. EID does not accept as an emergency response, your treatment of hazardous waste D005 in the TA-16 surface impoundment.

If you have any questions, please feel free to call me or Mr. C. Kelley Crossman of my staff at (505) 827-2923.

Sincerely,



Jack Ellvinger
Program Manager
Hazardous Waste Section

cc: Carlos Castillo, EPA (6H-HS)
Mark Sides, EPA (6H-CP)
Richard Mitzelfelt, EID GW/HW Bureau
Neil Weber, EID District II
Tony Drypolcher, LANL (HSE-8)