LANL permit 12/13/89

* appealing monitoring radioactive waste at incinerator

not achievable.

already radioactive waste as it goes in
not ~~prot~~ presently monitoring at stack

under omnibus driven by public concern
must demonstrate protection

? re how determine background

have received appeal calls from public

Paul R. appeals already raised
they are raising technical issues
radioactive concerns primarily

Continuous monitoring
radioactivity, residual in machine
high background due to residual
& monitor only 2 counts/minute

1 count/minute violates standard what does 10% mean
no way to get 50%

72
for 3 machines
less accurate

15032

follows air monitor
background low relative to emissions
* radon holdup in filters, breakdown

health based standard then calculate back to stack

limit so low that radon becomes a problem

* background level so low that radon becomes a problem

~~Talk~~ to Stan Berger

solve problem through compliance order

vehicle must meet RCRA

equally available to public
as equivalent 3005 (e) (e) vs (h)
consent agreement validated by court
which court? state vs. federal
appealed + EID vigorously pursue defense ~~action~~ and
for all

agreements not enforceable; vehicle must be enforceable by state courts

~~the~~ present vehicle has a means to avoid the jurisdiction argument

Wants finite limit that cannot be exceeded was going over

statute says courts not EIB

KJ go to court of appeals immediately & he will work them must all admin order be exhausted first.

They are joint permittees ∴ both must appealed

clearer if only one ie DOE not UC

air quality
radiation
haz waste

state a bunch of Tests = LANL