



GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2044 A Galisteo, P.O. Box 26110
Santa Fe, New Mexico 87502-6110
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PETER MAGGIORE
SECRETARY

PAUL R. RITZMA
DEPUTY SECRETARY

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

November 14, 2000

Los Alamos Monitor
ATTENTION: Yvette Atkinson
P.O. Box 1268
Los Alamos, New Mexico 87545

RE: PUBLIC NOTICE

Dear Madam:

Please publish the enclosed Public Notice in your Wednesday, November 22, 2000 issue of the Los Alamos Monitor. Please return a copy of the notice as published with a certificate of date published.

The bill should be sent to:

RCRA Permits Management Program
Hazardous Waste Bureau
New Mexico Environment Department
2044-A Galisteo
Santa Fe, NM 87505



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TC

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Thank you for your assistance. If you have any questions, please contact Ms. Neelam Dhawan at (505) 827-1557.

Sincerely,

for 
John E. Kieling, Manager
Permits Management Program
Hazardous Waste Bureau

JEK:nmd

Enclosure

cc: J. Bearzi, NMED HWB
File: RED LANL G/P 00

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PUBLIC NOTICE NO. 00-13

**NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS WASTE BUREAU**

Santa Fe, New Mexico 87502

November 22, 2000

**NOTICE OF INTENT
TO APPROVE A MODIFICATION TO RCRA PERMIT NO. NM0890010515
US DEPARTMENT OF ENERGY/LOS ALAMOS NATIONAL LABORATORY
NEW MEXICO**

The State of New Mexico was authorized in 1986 to operate a hazardous waste management program in lieu of the Federal program for those portions of the Resource Conservation and Recovery Act (RCRA) in effect prior to the enactment of the Hazardous and Solid Waste Amendments of 1985 (HSWA). On January 2, 1996, the State was authorized to operate a hazardous waste management program for parts of HSWA. HSWA imposes additional Corrective Action requirements on hazardous waste management facilities for releases to the environment.

Under authority of the New Mexico Hazardous Waste Act (Section 74-4-1 *et seq.*, NMSA 1978, as amended, 1992) and the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC), the New Mexico Environment Department (NMED) can approve or deny hazardous waste permits and closure plans, permit modifications, and amendments.

Under this authority, NMED intends to approve, pending public input into this decision, a modification to the RCRA permit issued to the US Department of Energy/Los Alamos National Laboratory (DOE/LANL), New Mexico, Permit No. NM0890010515. LANL is a contractor-operated research facility under the administration of DOE.

The proposed modification will remove thirty (30) Solid Waste Management Units (SWMUs) from Tables A, B, and C of the HSWA permit module. Tables A, B, and C list sites at LANL where Corrective Action to characterize and/or remediate past releases of hazardous wastes or hazardous waste constituents may be necessary. The basis for removal of these sites from the permit is approval of No Further Action (NFA) status. The thirty (30) sites proposed for NFA in this action and justification for removal of these sites from LANL's permit are:

The following SWMUs are approved for NFA because they are duplicate of another SWMU, or cannot be located or have been shown not to exist, or will be evaluated as part of another SWMU investigation: 3-025(a), Oil trap sump, Technical Area (TA) 3; 3-045(i), Outfall, TA-3; 3-049(c), Outfall (Active), TA-3; 3-052(c), One time Release, TA-3; 11-011(c), Boiler-Discharge/Outfall, TA-11; 18-017, Buried Armored Vehicle, TA-18; 27-001, Buried Naval Guns, TA-27; 59-001, Decommissioned Septic Systems, TA-59.

The following SWMUs are approved for NFA because they have never been used for the management of RCRA solid or hazardous wastes and/or constituents: 3-002(d), Former Storage Area, TA-3; 3-009(c), Construction debris Area, TA-3; 3-009(g), Soil Fill Area, TA-3; 3-019, Septic Tank, TA-3; 3-049(d), Outfall (Active), TA-3; 3-050(e), Inactive Filter Unit, TA-3; 3-055(d), Active Storm Drain, TA-3; 3-056(m), Inactive Drum Storage Area, TA-3; 16-005(b), Septic System (Removed), TA-16; 54-007(b), Inactive Septic System, TA-54; 61-004(a), Former Septic

Tank, TA-61.

The following SWMUs are approved for NFA because they were proven to have made no release to the environment: 3-026(b), Active Sumps, TA-3; 3-032, Tank and Associated Equipment, TA-3; 3-044(a), Container Storage Area, TA-3; 3-056(n), Container Storage Area, TA-3; 35-011(a), Above Ground Storage Tanks, TA-35; 35-013(d), Floor Drains, TA-35; 54-015(h), Drum Storage Area, TA-54.

The following SWMUs are approved for NFA because they are regulated under another authority or were characterized and/or remediated under another authority that adequately addressed corrective action: 3-002(a), Less-than-ninety-day Storage Area, TA-3; 3-043(e), Underground Storage Area, TA-3; 35-004(e), Active Satellite Accumulation Area, TA-35; 35-006, Surface Impoundment, TA-35.

The administrative record for this proposed action consists of a fact sheet, the statement of basis, the public notice, the proposed revised Tables A, B, and C, and a summary of public involvement activities. The administrative record may be reviewed from 8:00 a.m. to 5:00 p.m., Monday through Friday at:

New Mexico Environment Department
Hazardous Waste Bureau
P.O. Box 26110
2044-A Galisteo Street
Santa Fe, New Mexico 87502
(505) 827-1557

Attn: Mr. John Kieling

The fact sheet, statement of basis, public notice and proposed revised Tables A, B, and C may also be reviewed from 8:00 a.m. to 5:00 p.m., Monday through Friday at:

Los Alamos National Laboratory Community Relations Reading Room
1619 Central Avenue
Los Alamos, New Mexico 87545
(505) 665-4400

To obtain a copy of the administrative record or any part thereof, please contact Mr. John Kieling of NMED at the Galisteo address above. Any person who wishes to comment on this permit modification or to request a public hearing should submit written comments/requests, along with the commentor's/requester's name and address, to Mr. John Kieling at the above address. Requests for public hearing should include a statement of the nature of the issues proposed. Only comments/requests received by 5:00 p.m. **January 8, 2001** will be accepted. NMED will provide a 30-day notice of the public hearing, if scheduled.

All written comments submitted during public notice period and issues raised at a Public Hearing, if held, will become part of the administrative record and will be considered in formulating the final decision. NMED may approve, or modify and approve, the requested permit modification based on the comments received. NMED will notify DOE/LANL and each person who submitted a written comment during the public comment period or testimony at a Public hearing of the final decision, including any approved change to the proposed modification, and a detailed statement of reasons for any such change. The final decision will be made according to applicable State and Federal laws.