

Permit

**From:** Dhawan, Neelam, NMENV  
**To:** Young, John, NMENV  
**Cc:**  
**Subject:** FW: Administrative Record\_LANL  
**Attachments:**

**Sent:** Thu 11/3/2005 8:58 AM

-----Original Message-----

**From:** Gregory, David R. [mailto:dgregory@doeal.gov]  
**Sent:** Wednesday, November 02, 2005 5:46 PM  
**To:** Dhawan, Neelam, NMENV  
**Subject:** RE: Administrative Record\_LANL

Neelam

Thanks for the heads-up. It appears that something is broke but I'll check as well. The public needs access to public info. Was the Permit Mod Request ever available? If I confirm the problem we'll correct the problem and reset the clock for starters. I'll let you know.

David

-----Original Message-----

**From:** Dhawan, Neelam, NMENV [mailto:neelam.dhawan@state.nm.us]  
**Sent:** Wednesday, November 02, 2005 2:05 PM  
**To:** mcinroy@lanl.gov  
**Cc:** Bearzi, James, NMENV; Cobrain, Dave, NMENV; Kieling, John, NMENV; Gregory, David R.  
**Subject:** Administrative Record\_LANL

Dave,

I went to LANL Community Relations Office on October 17, 2005 to follow up on a complaint I received from a member of public that LANL documents are not available for public review. She had gone to the LANL Community Relations Office on 10/14/05 to review some documents and was told that LANL documents were no longer available at that location and she should contact Lorrie Bonds Lopez if she needs any document.

I wanted to confirm this and went to the LANL Community Relations Office on 10/17/05 and asked for the Permit Modification Request (August 2005) that is currently undergoing 60-day public comment period as required by the regulations. Liz Adams of that office informed me that all LANL documents had been moved out of the building couple of months ago. There was a posted sign directing public to contact Lorrie Bonds Lopez at 667-0216 for information. Liz tried to contact Lorrie on the phone for me so I could request a document from her but was unsuccessful. Liz did not know where the documents were physically located, she thought they were in Lorrie's office. She did not know where Lorrie's office was located. Liz did not ask for my name or contact information so she could obtain the documents for me.

This concerns me because two Class 3 Permit Modification Requests were undergoing public comment period at that time and these documents were not available for public review. It appears that the information repository required under the HSWA module of the Permit is not accessible to public. The Public Notice that was given recently (9/11/05) for the two Permit Modification Requests, provided 1619, Central Avenue, LANL Community Relations Office as a location where



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documents were available for public review, but that was not the case. As you know, it is required by the Regulations (i.e. 40 CFR 270.42(c)(3)) that these documents be available in a location accessible to the public in the vicinity of the permitted facility.

The information repository requirements of the HSWA module of the Permit are not being followed. The requirement of availability of the administrative record for public review for the Class 3 Permit Modification Requests has not been met, I cannot proceed with the public notice for these Permit Modification Requests until these documents are made accessible to the public at a location near the facility.

If you have any questions, call me at 428-2540.

Thanks,  
Neelam

Neelam Dhawan  
Environmental Scientist and Specialist  
Hazardous Waste Bureau-New Mexico Environment Department  
Santa Fe, New Mexico 87505

Phone (505) 428-2540/Fax (505) 428-2567

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