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21
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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

July 14, 2016

Kimberly Davis Lebak
National Nuclear Security Administration
Los Alamos Field Office
3747 West Jemez Road, MS A316
Los Alamos, NM 87544

**RE: CONCURRENCE
LAND CONVEYANCE OF TRACT A-16-a
LOS ALAMOS NATIONAL LABORATORY
EPA ID #NM0890010515
HWB-LANL-16-028**

Dear Ms. Lebak:

The New Mexico Environment Department (NMED) received the U. S. Department of Energy, National Nuclear Security Administration, Los Alamos Field Office's (LAFO's) *Conveyance of Land Conveyance and Transfer Tract A-16-a to the County of Los Alamos*, dated June 16, 2016. In accordance with Section III.Y.1.a of the 2005 Consent Order, the subject letter is written notification of LAFO's intent to transfer Tract A-16-a to the County of Los Alamos (LAC). The size of the tract is approximately 29.72 acres. The 2016 Compliance Order on Consent was not effective at the time this letter was submitted, therefore, NMED is providing a response in accordance with the 2005 Consent Order.

According to the information provided by LAFO, 14 solid waste management units (SWMUs) and areas of concern (AOCs) are located within Tract A-16-a. AOC 21-009, SWMU 21-015, SWMU 21-018(b), SWMU 21-024(e), and AOC 21-030, were issued certificates of completion without controls from NMED indicating that these sites are appropriate for unrestricted land use. AOC C-21-028, AOC C-21-029, and AOC C-21-030 were approved for no further action (unrestricted land use) in January 26, 2005 by U.S. Environmental Protection Agency. SWMU 21-013(b), AOC 21-013(g), SWMU 21-018(a), and SWMU 21-023(c) were issued certificates of



Ms. Lebak
July 14, 2016
Page 2

completion with controls by NMED on June 3, 2011. The controls for these sites are monitoring of storm water discharge under a National Pollutant Discharge Elimination System (NPDES) permit.

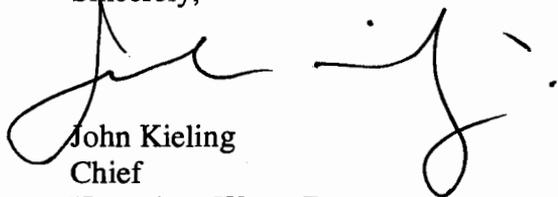
SWMU 21-021 was designated as a SWMU based on soil contamination resulting from historical emissions from stacks throughout technical area (TA)-21. The estimated area is 74 acres and overlaps all of TA-21. The entire SWMU has not been issued a certificate of completion. However, the SWMUs/AOCs located on Tract A-16-a have been investigated and these sites do not pose an unacceptable risk to human health or the environment.

SWMU 27-027, (a former drainline and outfall) is located on the southeastern boundary of this Tract. The SWMU was not issued a certificate of completion in January 2016 because it was not clear if the nature and extent of contamination had been defined in the approximately 60 feet of the upper drainage. However, the mesa-top portion of the site has been adequately characterized and poses no unacceptable risk to human health or the environment.

In accordance with Section III.Y.1.a of the 2005 Consent Order, a meeting was held between representatives of NMED, LAFO, and LAC on July 7, 2016 to discuss the transferee's intended use of the property. The transferee intends to use the land for commercial/industrial purposes. NMED has determined that the corrective actions implemented at SWMUs and AOCs located in Parcel A-16-a are protective of human health and the environment in light of the transferee's intended land use. NMED concurs with the transfer of property because there is no known unacceptable threat to human health or the environment from Tract A-16-a.

Should you have any questions, please contact Neelam Dhawan at (505) 476-6042.

Sincerely,



John Kieling
Chief
Hazardous Waste Bureau

cc: N. Dhawan, NMED HWB
D. Cobrain, NMED HWB
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file: LANL 2016, Land Transfer, Tract A-16-a