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PUBLIC NOTICE NUMBER 90

NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU
Santa Fe, New Mexico 87502

July 31, 1996

NOTICE OF INTENT TO:

Approve an Amendment to the Approved Closure Plan for Los Alamos National Laboratory Technical Area 35 (TA-35) The Surface Laboratory 85 (TSL-85) Surface Impoundment

The State of New Mexico is authorized 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 1984 (HSWA). The HSWA impose additional requirements on hazardous waste management facilities which will be administered jointly by the State of New Mexico for those sections of HSWA that the State received authorization for on January 2, 1996 and the U.S. Environmental Protection Agency (EPA) will administer sections that the State did not receive authorization for until the State of New Mexico receives additional authorization for those requirements.

Under authority of the New Mexico Hazardous Waste Act (Section 74-4-1 et. seq. MNSA 1978, as amended, 1989) and the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1 revised November 1, 1995), the New Mexico Environment Department (NMED) can approve or deny amendments to closure plans. NMED has received an **Amendment to the Approved Closure Plan for the Department of Energy, Los Alamos National Laboratory, EPA Identification Number NM0890010515, Technical Area 35 (TA-35) The Surface Laboratory 85 (TSL-85) Surface Impoundment.**

Los Alamos National Laboratory is the contractor operated research facility under the administration of the Department of Energy located in Los Alamos County, New Mexico.

The administrative record for this amendment to the approved closure plan consists of related correspondence, the amendment to the closure plan, and a fact sheet. The administrative record and the closure plan may be reviewed at **NMED, Hazardous and Radioactive Materials Bureau, 2044 Galisteo Street, Santa**



Fe, New Mexico 87505-2100 between the hours of 8:00 AM and 5:00 PM. and at the:

1. Española Public Library in Española, New Mexico
2. Harwood Public Library in Taos, New Mexico
3. LANL Community Reading Room in Los Alamos, New Mexico
4. Mesa Public Library in Los Alamos, New Mexico
5. Office of Environmental Affairs, Santa Clara Pueblo, NM
6. Office of the Governor, Cochiti Pueblo, New Mexico
7. Office of the Governor, Santo Domingo Pueblo, New Mexico
8. Office of the Governor, San Ildefonso Pueblo, New Mexico
9. Santa Fe Public Library in Santa Fe, New Mexico

To obtain a copy of the administrative record or any part thereof, at 35 cents per page, please contact Mr. Robert S. (Stu) Dinwiddie at the above Santa Fe address or call (505) 827-1561.

Any person who wishes to comment upon the closure plan or request a public hearing should submit written comments and requests, along with the commentor's name and address, to the above Santa Fe address. Requests for a public hearing shall state the nature of the issues proposed to be raised in the hearing. **Only comments and/or requests received by 5:00 PM August 30, 1996 will be considered.** NMED will provide a thirty day (30) notice of the public hearing, if scheduled.

NMED must ensure that the approved amendment to the approved closure plan is consistent with the New Mexico Hazardous Waste Management Regulations for closure plans. All written comments submitted on the closure plan will be considered in formulating a final decision. NMED will respond to Public Comments and notify Los Alamos National Laboratory and each person who submitted a written comment during the public comment period of the final decision.

After consideration of all written comments received, NMED will approve the amendment or modify and approve the amendment to the approved closure plan. If NMED modifies and approves the amendment to the approved closure plan, then NMED shall provide Los Alamos National Laboratory with a detailed written statement of reasons for the modification to the amendment to the approved closure plan which will then become the approved amended closure plan. A copy of the amended closure plan with a detailed statement of the reasons for the modifications to the amendment will be mailed to Los Alamos National Laboratory.