



BILL RICHARDSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Telephone (505) 428-2500
Fax (505) 428-2567
www.nmenv.state.nm.us



RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

June 9, 2003

Mr. David Gregory, Project Manager
Office of Los Alamos Site Operations
Department of Energy
528 35th Street, Mail Stop A316
Los Alamos, New Mexico 87544

Mr. G. Pete Nanos, Director
Los Alamos National Laboratory
P.O. Box 1663, Mail Stop A100
Los Alamos, New Mexico 87545

**SUBJECT: APPROVAL OF SAMPLING AND ANALYSIS PLAN FOR THE MIDDLE
MORTANDAD/TEN SITE AGGREGATE
LOS ALAMOS NATIONAL LABORATORY EPA ID #: NM0890010515
TASK #: HWB-LANL-02-006**

Dear Messrs. Gregory and Nanos:

The New Mexico Environment Department (NMED) has received the United States Department of Energy and Los Alamos National Laboratory (the Permittees) report entitled "Sampling and Analysis Plan for the Middle Mortandad/Ten Site Aggregate" dated March 2002 (referenced by LA-UR-02-0244 and ER2002-0011). A request for supplemental information (RSI) was sent to the Permittees on March 10, 2002. NMED has received Permittees response to the RSI (referenced by ER2003-0282, dated April 15, 2003) and supplemental documentation in support of RSI (referenced by ER2003-0323, dated May 8, 2003). NMED has completed review of all the above-mentioned documents and hereby approves the sampling and analysis plan and the supporting documentation.

However, it should be noted that the 27 areas of concern (AOCs) mentioned in Comment # 1 of the RSI (i.e. AOCs that are not included in the aggregate) have not been determined by NMED as requiring no further corrective action. NMED requires the Permittees to evaluate these sites and

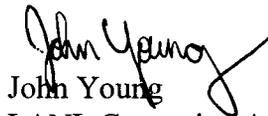


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demonstrate to NMED's satisfaction that these sites do not pose unacceptable risk to human health and the environment and do not require further corrective action. If any of these sites are determined to be contributing to unacceptable risk to human health or the environment, then these sites will have to be included in the risk assessment and remediation to be performed at the aggregate level. If risk assessment is not performed for these sites and they are not remediated to NMED satisfaction then they may be added to the Module VIII of the permit as solid waste management units.

If you have any questions, please contact Neelam Dhawan at (505) 428-2540.

Sincerely,



John Young
LANL Corrective Action Project Leader
Permits Management Program

JRY:nmd

cc: J. Bearzi, NMED HWB
N. Dhawan, NMED HWB
J. Davis, NMED SWQB
J. Parker, NMED DOE OB
S. Yanicak, NMED DOE OB, MS J993
L. King, EPA 6PD-N
J. Vozella, DOE LAAO, MS A316
B. Ramsey, LANL RRES-DO, MS J591
D. Stavert, LANL RRES-DO, MS J591
N. Quintana, LANL RRES-ER, MS M992
D. McInroy, LANL RRES-ER, MS M992
G. Lopez Escabedo, LANL RRES-R, MS M992

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