



BRUCE KING

GOVERNOR

July 14, 1993

State of New Mexico  
**ENVIRONMENT DEPARTMENT**  
Harold Runnels Building  
1190 St. Francis Drive, P.O. Box 26110  
Santa Fe, New Mexico 87502  
(505) 827-2850

JUDITH M. ESPINOSA  
SECRETARY

RON CURRY  
DEPUTY SECRETARY



Mr. Jerry L. Bellows, Area Manager  
Department of Energy  
528 35th Street  
Las Alamos, New Mexico 87544-5000

Siegfried Hecker, Director  
Los Alamos National Laboratory  
P.O. Box 1663  
DIR Mail Stop A100  
Los Alamos, New Mexico 87545

**RE: Notice of Violation  
TA-40 Scrap Detonation Site Approved Closure Plan**

Dear Mr. Bellows and Mr. Hecker:

On May 19, 1993, the Hazardous and Radioactive Materials Bureau (HRMB) issued a Notice of Violation (NOV) to the Department of Energy/Los Alamos National Laboratory (DOE/LANL). The violation noted in our letter was that DOE/LANL did not certify closure in accordance with the approved closure plan schedule of activities for the TA-40 Scrap Detonation Site, and DOE/LANL did not submit a written request to the HRMB to authorize a change or extension to the approved closure plan activities at least 60 days after an unexpected event had occurred which affected the closure plan. Specific regulatory citations for the violations are identified in our May 19, 1993, letter. In order to correct these violations, DOE/LANL was directed to officially submit a technically adequate amendment request to the approved closure plan, or submit a closure certification.

On May 19, 1993, after the NOV was issued, DOE/LANL officially delivered to the HRMB a closure plan amendment request for the TA-40 Scrap Detonation Site approved closure plan. Our review of the document submitted indicates that it is technically adequate for processing. Therefore, the HRMB determines that DOE/LANL has satisfied the minimum requirements of the May 19, 1993, NOV.

The HRMB is scheduling public notice of the document in October 1993. The New Mexico Environment Department's final decision on the amendment request is expected during the first quarter of FY94. DOE/LANL will be directed to conduct final closure actions in accordance with the closure plan schedule of activities when approved.

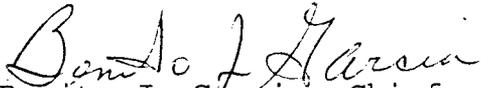
TC



Bellows/Siegfried  
July 14, 1993  
Page 2

Please contact Barbara Hoditschek at (505) 827-4308 if you have any questions.

Sincerely,



Benito J. Garcia, Chief  
Hazardous and Radioactive Materials Bureau

cc: William K. Honker, EPA Region 6, (6H-P)  
Barbara Hoditschek, HRMB  
Edward Horst, HRMB  
Marc Sides, HRMB