



GARY E. JOHNSON
GOVERNOR

TA-50

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
2044 Galisteo
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Santa Fe, New Mexico 87502
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MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

May 6, 1996

Dear Concerned Citizen:

Enclosed is a fact sheet and Legal Notice regarding an amended Closure Plan that the New Mexico Environment Department (NMED) Hazardous and Radioactive Materials Bureau (HRMB) proposes to approve for Los Alamos National Laboratory (LANL) for closure of the Controlled Air Incinerator (CAI). The CAI is inactive but is subject to the requirements of the operating permit.

Copies of the amended closure plan are available for review Monday through Friday from 8:00 A.M. to 5:00 P.M. at the offices of the NMED Hazardous and Radioactive Materials Bureau, 2044-A Galisteo, P.P. Box 26110, Santa Fe, NM 87502, and at the main public libraries in Santa Fe, Los Alamos, Española and Taos, as well as the San Ildefonso Pueblo Governor's Office. If you wish to make any comments or request a hearing on this proposed closure plan amendment, the comments or request must be in writing to the Santa Fe address mentioned above and must be received by **June 12, 1996**. Requests for public hearing must state the requestor's name and address, and must state the nature of the issues to be raised in the public hearing, if held.

If you have any questions regarding the amended closure plan, please contact Mr. Michael Chacón at (505) 827-1561, or at the Santa Fe address given above.

Sincerely,

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File - LANL TA-5⁰ Red 96 and Reading



8791

**HAZARDOUS WASTE FACILITY
AMENDED CLOSURE PLAN FACT SHEET**

for the

CONTROLLED AIR INCINERATOR
Los Alamos National Laboratory

May 13, 1996

Activities: Amended Closure Plan of the Los Alamos National Laboratory (LANL) Resource Conservation and Recovery Act (RCRA) Permit for the Controlled Air Incinerator (CAI).

Facility Name: Los Alamos National Laboratory

EPA ID Number: NM0890010515

Location: Los Alamos National Laboratory (LANL) is located in Los Alamos County, New Mexico. The Controlled Air Incinerator (CAI) is located in Technical Area 50, Building 37.

Background Information: The New Mexico Environment Department (NMED) issued a Hazardous Waste Management Facility Permit on November 8, 1989, to the Department of Energy and the University of California for the Los Alamos National Laboratory. The permit allows LANL to operate certain hazardous waste management units, such as the CAI, which although it has not been operated since 1987 is subject to the requirements of the operating permit. LANL has proposed to close and dismantle the CAI, and has submitted an amended closure plan to HRMB for approval, thus requiring public comment.

Effect of Modifications: Approval of the amended Closure Plan will have the effect of allowing LANL to proceed with closure and dismantling of the CAI.

Permit Modification Availability:

Copies of the amended Closure Plan are available for public review weekdays between 8 am and 5 pm at the **NMED Hazardous and Radioactive Materials Bureau library, which is at 2044-A Galisteo, Santa Fe, NM 87502**, and during normal business hours at the following locations:

LANL Community Reading Room 1350 Central Avenue, Suite 101 Los Alamos, NM 87544 Ph 505/665-2127	Mesa Public Library 2400 Central Avenue Los Alamos, NM 87544 Ph 505/662-8250
Harwood Library 114 Civic Plaza Drive Taos, NM 87571 Ph 505/758-8664	Española Public Library 314A Oñate Street Española, NM 87532 Ph 505/753-3860
Santa Fe Public Library 145 Washington Avenue Santa Fe, NM 87501 Ph 505/984-6781	San Ildefonso Pueblo Governor's Office Rt 5, Box 315A Santa Fe, NM 87501 Ph 505/ 455-2273

**Comment Period
and Request
for Hearing:**

The comment period begins on the date of publication of the public notice, and runs for 30 calendar days. Any person, including LANL, who wants to comment on the intent to approve the amended closure plan, or who wants to request a public hearing, may do so by submitting written comments or requests to: Barbara Hoditschek, RCRA Permits Program Manager, NMED Hazardous and Radioactive Materials Bureau, 2044-A Galisteo, P.O. Box 26110, Santa Fe, NM 87502. Any request for hearing shall state the nature of the issues proposed to be raised in the hearing and must include the requestor's name and address. **Only comments and/or requests received by June 12, 1996,** will be considered. For further information, call Mr. Michael Chacón at (505) 827-1561.

Final Decision:

NMED will consider all comments submitted on this proposed closure plan amendment before formulating a final decision. NMED will notify LANL, and each person who submitted a written comment during the public comment period, of the final decision or of any public hearing which may be scheduled. The final decision will require that activities at the CAI be conducted according to applicable State and Federal laws and with the terms approved in the amended closure plan.

LEGAL NOTICE NO. 84

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

May 13, 1996

NOTICE OF INTENT TO APPROVE
AMENDED CLOSURE PLAN TO THE
RCRA PERMIT FOR
LOS ALAMOS NATIONAL LABORATORY
EPA NO. NM0890010515

The State of New Mexico is authorized to operate a hazardous waste management program in lieu of the Federal program for the Resource Conservation and Recovery Act (RCRA) including the Hazardous and Solid Waste Amendments of 1984 (HSWA), for which New Mexico was authorized effective January 2, 1996. The HSWA imposes additional Corrective Action requirements on hazardous waste management facilities.

Under authority of the New Mexico Hazardous Waste Act (Section 74-4-1 et. seq. NMSA 1978, as amended, 1989) and the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1), the New Mexico Environment Department can approve or disapprove permit modifications. The Hazardous and Radioactive Materials Bureau (HRMB) of the New Mexico Environment Department (NMED) proposes that the Department approve an amendment to the closure plan for the Controlled Air Incinerator (CAI) located at Technical Area 50, Building 37, initiated by Los Alamos National Laboratory (LANL), Los Alamos, New Mexico, EPA I.D. No. NM0890010515.

NMED issued a Hazardous Waste Facility Permit on November 8, 1989, to the Department of Energy (DOE) and the University of California for the Los Alamos National Laboratory. The permit allows LANL to operate certain hazardous waste management units, such as the CAI, which although it has not been operated since 1987 is subject to the requirements of the operating permit. LANL has proposed to close and dismantle the CAI, and has submitted closure plan amendments to HRMB for approval, thus requiring public participation. Processing these amendments will allow LANL to proceed with closure and dismantlement of the CAI.

The administrative record for this proposed decision consists of the proposed amendments and related correspondence. You may review the administrative record on weekdays between 8 am and 5 pm at the NMED Hazardous and Radioactive Materials Bureau library at 2044-A Galisteo, Santa Fe, NM. You may also review the proposed amendments and fact sheet during normal business hours at the LANL Community Reading Room, 1350 Central Avenue, Suite 101, Los Alamos, NM, and the main public libraries in Santa Fe, Los Alamos, Española, and Taos, as well as the San Ildefonso Pueblo Governor's Office. To obtain a copy of the administrative record or any part thereof, at 35 cents per page, contact Mr. Michael Chacón at (505) 827-1561. LANL's compliance history during the life of the permit being modified is also available from Mr. Chacón.

Any person wanting to comment upon the amended closure plan or to request a public hearing should submit written comments or requests, along with their name and address, to: Barbara Hoditschek, RCRA Permits Program

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Manager, at NMED Hazardous and Radioactive Materials Bureau, P.O. Box 26110, Santa Fe, NM, 87502. Requests for a public hearing should state the nature of the issues proposed to be raised in the hearing. Only comments and/or requests received by June 12, 1996, will be considered.

NMED will consider all written comments submitted on this proposed closure plan amendment before formulating a final decision. NMED will notify LANL, and each person who submitted a written comment during the public comment period, of the final decision or of any public hearing which may be scheduled. The final decision will require that activities at the CAI be conducted according to applicable State and Federal laws and with the terms approved in the amended closure plan .