

TA73
NEW MEXICO
ENVIRONMENT DEPARTMENT



Hazardous Waste Bureau

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RON CURRY
Secretary

CINDY PADILLA
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

November 21, 2007

David Gregory
Federal Project Director
Los Alamos Site Office
Department of Energy
528 35th Street, Mail Stop A316
Los Alamos, NM 87544

David McInroy
Remediation Services Deputy Project Director
Los Alamos National Laboratory
P.O. Box 1663, MS M992
Los Alamos, NM 87545

**RE: CONCURRENCE WITH LAND TRANSFER OF TRACT A-4 (AIRPORT 2
(NORTH))
LOS ALAMOS NATIONAL LABORATORY
EPA ID #NM0890010515**

Dear Messrs. Gregory and McInroy:

The New Mexico Environment Department (NMED) is in receipt of the Department of Energy's (DOE) written notice to transfer Tract A-4 (Airport 2 (North)) to the County of Los Alamos (transferee). Tract A-4 contains solid waste management units (SWMUs), 73-001(a), 73-001(d), 73-002, 73-004 (a), 73-004 (b), and 73-006, and area of concern 73-003. The corrective measures performed at these sites were reported in the *Investigation Report for Consolidated Unit 73-002-99 and Corrective Action for Solid Waste Management Unit 73-002, at Technical Area 73* (referenced by LA-UR-07-4479/EP2006-1079, dated July 2007) and *Remedy Completion Report DOE-LASO TA-73 Airport Landfill SWMUs 73-001(a) and 73-001(d)* (referenced by NWI-4212-001/Project No. 4200, dated April 2007). The Reports were approved by NMED on August 13, 2007 and August 8, 2007 respectively.

In accordance with Section III.Y.1.a of the Consent Order, representatives of NMED, DOE, and County of Los Alamos held a phone conference on November 15, 2007 to discuss the transferee's intended use of the property. The transferee intends to use the land for commercial use (i.e., as an airport). NMED has determined that the corrective measures implemented at



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these sites are protective of human health and the environment based on the transferee's intended use. Since "Corrective Action Complete with Controls" determination was made for these sites, DOE must follow the requirements outlined in Section III.Y.1.d of the Consent Order when transferring the property.

Should you have any questions, please contact Neelam Dhawan at (505) 476-6040.

Sincerely,



James P. Bearzi
Chief
Hazardous Waste Bureau

cc: N. Dhawan, NMED HWB
D. Cobrain, NMED HWB
S. Yanicak, NMED DOE OB, MS J993
L. King, EPA 6PD-N
G. Rael, DOE LASO, MS A316
V. Loucks, DOE LASO, MS A316
file: Reading and LANL '07 (Land Transfer, Tract A-4)