

SNL 06

State of New Mexico
ENVIRONMENT DEPARTMENT



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CERTIFIED MAIL
RETURN RECEIPT REQUESTED

February 20, 2006

Patty Wagner
Manager
Sandia Site Office/NNSA
U.S. Department of Energy
P.O. Box 5400, MS 0184
Albuquerque, NM 87185-5400

Peter B. Davies
Director, Geoscience and Environment
Center (6100)
Sandia National Laboratories
P.O. Box 5800, MS 0701
Albuquerque, NM 87185

**RE: NOTICE OF APPROVAL AND CERTIFICATE OF COMPLETION:
RESPONSE TO SUPPLEMENTAL INFORMATION REQUEST AND NOTICE
OF DEFICIENCY FOR SWMU 196, OCTOBER 2005
SANDIA NATIONAL LABORATORIES EPA ID# NM5890110518
HWB-SNL-99-006, SNL-99-013, AND SNL-99-021**

Dear Ms. Wagner and Mr. Davies:

The New Mexico Environment Department (NMED) has reviewed the U. S. Department of Energy's and Sandia Corporation's (collectively, the Permittees) subject document concerning Solid Waste Management Unit (SWMU) 196. The response is herein deemed adequate.

NMED hereby issues a Certificate of Completion for Corrective Action Complete (CAC) With Controls for SWMU 196. SWMU 196 appears to be only suitable for CAC status under an industrial land-use scenario. In this case, the concentrations of total petroleum hydrocarbons in soil at the site preclude its future use without controls.

The Permittees may initiate a Class 3 permit modification request for Corrective Action Complete with Controls for SWMU 196. The Class 3 Permit modification request includes requirements for public notice and for providing opportunity for public comments that are mandatory. In accordance with Section III.W.3.b of the Compliance Order on Consent (April 29, 2004), the NMED's determination that corrective action is complete is subject to the State's reservation of rights for new information or unknown conditions. As part of the Permit

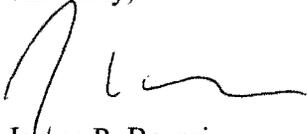


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modification request process, new information may become available during the public comment period that a previously issued Certificate of Completion for a given site is not protective of human health or the environment. In accordance with Section III.T.2 of the Compliance Order on Consent, the State reserves all rights against the Permittees, and may withdraw a previously issued Certificate of Completion for any site where new information indicates that further corrective action is needed to protect human health and the environment.

If you have any questions regarding this matter, please contact Mr. Brian L. Salem of my staff at (505) 845-5932.

Sincerely,



James P. Bearzi
Chief
Hazardous Waste Bureau

JPB:bls

cc: J. Kieling, NMED HWB
W. Moats, NMED HWB
B. Salem, NMED HWB
J. Volkerding, NMED DOE OB
F. Nimick, SNL, MS 1089
J. Gould, DOE NNSA/SSO, MS 0184
L. King, EPA Region 6 (6PD-N)
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