

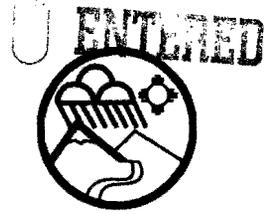
SNL DW

State of New Mexico
ENVIRONMENT DEPARTMENT



BILL RICHARDSON
GOVERNOR

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CERTIFIED MAIL
RETURN RECEIPT REQUESTED

March 1, 2006

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

Les E. Shephard
Vice President
Energy, Information and Infrastructure Surety
Sandia National Laboratories
P.O. Box 5800, MS 0724
Albuquerque, NM 87185

**RE: NOTICE OF APPROVAL: RESPONSE TO REQUEST FOR
SUPPLEMENTAL INFORMATION AND NOTICE OF DEFICIENCY
FOR SWMU 46, OCTOBER 2005
SANDIA NATIONAL LABORATORIES EPA ID# NM5890110518
HWB-SNL-99-006**

Dear Ms. Wagner and Mr. Shephard:

The New Mexico Environment Department (NMED) has reviewed the U. S. Department of Energy's and Sandia Corporation's (collectively, the Permittees) subject report concerning solid waste management unit (SWMU) 46. The response to the July 2005 Request for Supplemental Information (RSI) for SWMU 46 is herein deemed adequate. NMED therefore issues a Certificate of Completion for Corrective Action Complete (CAC) With Controls for SWMU 46. In this case, residual levels of some metals (cadmium, silver, and nickel) in soil at the site preclude its future use without controls.

Contaminated groundwater in the vicinity of SWMU 46 is subject to investigation, and if necessary, clean up pursuant to the Tijeras Arroyo Groundwater area requirements under Section IV.C of the Sandia Compliance Order on Consent (April 29, 2004).

The Permittees may initiate a Class 3 permit modification request for CAC for SWMU 46. The Class 3 Permit modification request includes requirements for public notice and for providing opportunity for public comment 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

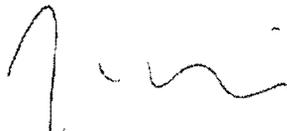


Ms. Wagner and Mr. Shephard
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Compliance Order on Consent (April 29, 2004), the NMED's determination that corrective action is complete is subject to the State's reservation of rights for new information or unknown conditions. As part of the Permit modification 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
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L. King, EPA Region 6 (6PD-N)
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