

SOL MWL



**From:** dave mccooy <dave@radfreenm.org>  
**Sent:** Monday, February 25, 2019 7:06 AM  
**To:** Kieling, John, NMENV <john.kieling@state.nm.us>  
**Cc:** Janet Greenwald/CARD <contactus@cardnm.org>; phillipmescall@mescalllaw.com; Eric Nuttall <nuttall@unm.edu>; Eileen Shaughnessy <eileens@unm.edu>; Susan Schuurman <susanjschuurman@gmail.com>; Sue Dayton <sd Dayton@swcp.com>; Leona Morgan <leonamorgan@icloud.com>  
**Subject:** [EXT] Sandia Laboratories 5-Year Review

February 25, 2019  
Mr. John Kieling, Chief  
New Mexico Environment Department  
Hazardous Waste Bureau  
[john.kieling@state.nm.us](mailto:john.kieling@state.nm.us)

Re: (1) Request for Public Notification of Sandia National Laboratories' Five-Year Review for the Mixed Waste Landfill and (2) Request for issuance of an Order for a Corrective Measures Implementation Plan for Excavation and Offsite Disposal

Dear Mr. Kieling,

We request that there be formal public notice of the 5-Year Review and that any comments received by the NMED prior to the posting of notice also be included as comments after such time as the 5-Year Review is noticed.

Although the 5-Year Review ("Review") was provided to NMED, there appears not to have been public notice of the Review made available other than posting of the Review on the NMED website. There are many organizations and individuals that have expressed interest and commented about the Mixed Waste Landfill ("MWL") over the years. It would seem appropriate to make notice about the Review since the public is entitled to review, comment, and response according to the Final Orders of 2005 and 2016.

Notably, Sandia's 5-Year Review writes that planning and implementation for excavation and offsite disposal of radioactive and toxic chemical wastes in the Mixed Waste Landfill is the preferred alternative, feasible to accomplish, and the process could begin by the NMED's issuance to Sandia of an Order to produce a Corrective Measures Implementation Plan ("CMI Plan"). We therefore are requesting that the NMED issue an Order to Sandia National Laboratories to develop a CMI Plan for the excavation and offsite disposal of the toxic and radioactive chemicals contained in the unlined MWL that are leaking toward Albuquerque's aquifer.

We respectfully request a written reply to this letter.

Thank you.

Sincerely,

Dave McCoy, J.D., Executive Director  
Citizen Action NM  
[dave@radfreenm.org](mailto:dave@radfreenm.org)

Janet Greenwald/CARD  
[contactus@cardnm.org](mailto:contactus@cardnm.org)

Cc: Attorney Phillip Baca