

State of New Mexico
ENVIRONMENT DEPARTMENT



GARY E. JOHNSON
GOVERNOR

Harold Runnels Building
1190 St. Francis Drive, P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Telephone (505) 827-2855

Fax (505) 827-2836

www.nmenv.state.nm.us



PETER MAGGIORE
SECRETARY

August 8, 2002

Dr. Inés R. Triay
Manager
Department of Energy
Carlsbad Field Office
P.O. Box 3090
Carlsbad, NM 88221

Lindsay A. Lovejoy, Jr.
Assistant Attorney General
Office of the Attorney General
P.O. Drawer 1508
Santa Fe, NM 87504-1508

Dear Dr. Triay and Mr. Lovejoy:

On June 28, 2002, the Department of Energy, Carlsbad Field Office, as a Permittee, filed seven permit modification requests with the New Mexico Environment Department (NMED). These requests consisted of the following: (1) Electronic Data Management (determined to be a Class 3 modification on July 22, 2002), (2) Control charting, (3) Radiography in lieu of visual verification, (4) HalfPACT, (5) New hazardous waste number (U134), (6) Classified information, (7) Additional waste container types. Following the procedures outlined in 40 CFR §270.42(b)(5), a public notice was issued by the Permittee stating that comments on the modification requests are due to be filed no later than September 3, 2002.

On July 24, 2002, the Attorney General's Office requested by letter that the comment and other periods outlined in 40 CFR §270.42(b)(5) and (6) be extended by 30 days, to avoid a scheduling conflict with a hearing previously scheduled on another permit modification request submitted by the Permittee. On July 31, 2002, NMED received a letter from Dr. Triay, stating that the Permittee has no objection to the requested extension.

020814



Dr. Triay and Mr. Lovejoy
August 8, 2002
Page 2

Based upon the representation by the Department of Energy that it has no objection to the requested extension, the dates specified in 40 CFR §270.42(b)(5) and (6) are hereby extended an additional 30 days. The comment period provided by 40 CFR §270.42(b)(5) shall end on October 3, 2002. The Permittee shall provide public notice of this extension by publication and by posting on its website.

Sincerely,



Peter Maggioro
Secretary

cc: Greg Lewis, NMED WWMD
John Kieling, NMED HWB
Steve Zappe, NMED HWB
Phillis Stevens, NMED HWB
Cindy Abeyta, NMED HWB
Chuck Noble, NMED OGC
Laurie King, EPA Region 6
Connie Walker, TechLaw
File: Red WIPP '02