

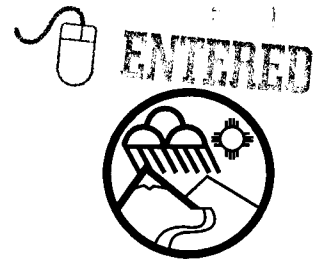
GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Water and Waste Management Division
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JOHN R. D'ANTONIO, Jr.
SECRETARY

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

October 25, 2002

Dr. Inés Triay, Manager
Carlsbad Field Office
Department of Energy
P.O. Box 3090
Carlsbad, New Mexico 88221-3090

Mr. John Lee, General Manager
Westinghouse TRU Solutions, LLC
P.O. Box 2078
Carlsbad, New Mexico 88221-5608

**RE: NOTICE OF EXTENSION FOR CLASS 2 PERMIT MODIFICATION DECISION
WASTE ISOLATION PILOT PLANT
EPA I.D. NUMBER NM4890139088**

Dear Dr. Triay and Mr. Lee:

On June 28, 2002, the New Mexico Environment Department (NMED) received Requests for Permit Modifications to the Waste Isolation Pilot Plant Hazardous Waste Facility Permit from the Department of Energy's Carlsbad Field Office and Westinghouse TRU Solutions LLC (Permittees) dated June 27, 2002. These Class 2 modifications included the following items:

- Add Waste Containers
- Add U134 as a New Hazardous Waste Number
- Characterizing Repackaged Homogeneous Solids as Retrievably Stored Waste with Regard to Solids Sampling (Control Charting)
- Classified Information Recordkeeping and Audit Requirements
- Addition of HalfPACTs
- Use of Radiography for Newly Generated Waste (Visual Verification)

According to 20.4.1.900 NMAC (incorporating 40 CFR §270.42(b)(6)), NMED must take specific action on the modification request no later than ninety (90) days after receipt of the request. However, in a letter dated August 8, 2002, NMED notified the Permittees that, based upon requests from the public for an extension to the comment period on these modifications, the

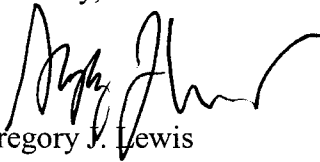


Dr. Inés Triay
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dates specified in 40 CFR §270.42(b)(5) and (6) for the aforementioned permit modification requests would be extended an additional thirty (30) days. In this instance, the date for a decision by NMED would be October 28, 2002. By this letter, I am notifying you as the Permittees that NMED is extending its decision period by an additional thirty (30) days, until November 25, 2002, as allowed by 20.4.1.900 NMAC (incorporating §270.42(b)(6)(i)(E)).

If you have any questions regarding this matter, please contact either Steve Zappe at (505) 428-2517 or me at (505) 827-1758.

Sincerely,



Gregory J. Lewis
Director
Water and Waste Management Division

cc: James Bearzi, NMED HWB
John Kieling, NMED HWB
Cindy Abeyta, NMED HWB
Chuck Noble, NMED OGC
~~██████████ NMED HWB~~
Laurie King, EPA Region 6
Connie Walker, Trinity Engineering
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