



BILL RICHARDSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
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RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

September 29, 2004

Mr. R. Paul Detwiler, Acting Manager
Carlsbad Field Office
Department of Energy
P.O. Box 3090
Carlsbad, New Mexico 88221-3090

Dr. Steven Warren, President
Washington TRU Solutions LLC
P.O. Box 2078
Carlsbad, New Mexico 88221-5608

**RE: ADMINISTRATIVE COMPLETENESS DETERMINATION, CLASS 1* NOTIFICATION AND CLASS 2 MODIFICATION REQUEST
WIPP HAZARDOUS WASTE FACILITY PERMIT
EPA I.D. NUMBER NM4890139088**

Dear Mr. Detwiler and Dr. Warren:

The New Mexico Environment Department (NMED) Hazardous Waste Bureau (HWB) acknowledges receipt of a Class 1 permit modification request requiring prior agency approval and a request for Class 2 permit modification to the WIPP Hazardous Waste Facility Permit. The specific submittals reviewed for administrative completeness are as follows:

- Request for Class 2 Permit Modification (Tank Waste), Letter Dated 7/2/04, Rec'd 7/2/04
- Request for Class 1* Permit Modification (Update Attachment A), Letter Dated 9/16/04, Rec'd 9/17/04

NMED has reviewed these documents and determined that they are administratively complete. The modification identified in the Request for Class 1* Permit Modification is being processed by NMED in accordance with the requirements specified in 20.4.1.900 NMAC (incorporating 40 §270.42(a)(2)). The modification identified in the Request for Class 2 Permit Modification is being processed by NMED in accordance with the requirements specified in 20.4.1.900 NMAC (incorporating 40 §270.42(b)).

The New Mexico Hazardous Waste Fee Regulations require assessment of fees when administrative review of a document is complete, as specified in 20.4.2.301 NMAC. NMED will

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issue an invoice to you under a separate letter. Payment is due within sixty (60) calendar days from the date that you receive the invoice.

If you have any questions regarding this matter, please contact Steve Zappe of my staff at (505) 428-2517.

Sincerely,



James P. Bearzi

Chief

Hazardous Waste Bureau

cc: Charles Lundstrom, NMED WWMD
John Kieling, NMED HWB
Steve Zappe, NMED HWB
Bryon Pippin, NMED HWB
Ashley Schannauer, NMED OGC
Laurie King, EPA Region 6
Connie Walker, Trinity Engineering Associates
File: Red WIPP '04