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Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

June 10, 2016

Todd A. Shrader, Manager
Carlsbad Field Office
Department of Energy
P. O. Box 3090
Carlsbad, New Mexico 88221-3090

Philip J. Breidenbach, Project Manager
Nuclear Waste Partnership LLC
P. O. Box 2078
Carlsbad, New Mexico 88221-2078

**RE: NON-FINANCIAL RECORDS REVIEW INSPECTION OF PERMITTEES
ANNUAL NMED RCRA PERMIT INSPECTION, NOVEMBER 2015
WASTE ISOLATION PILOT PLANT
EPA I.D. NUMBER NM4890139088-TSDF**

Dear Messrs. Shrader and Breidenbach:

On November 18 and 19, 2015 the New Mexico Environment Department (NMED) conducted a Non-Financial Records Review (NRR) inspection of the Waste Isolation Pilot Plant (WIPP or Facility) in Carlsbad, New Mexico. A NRR is a category of environmental compliance evaluation conducted by NMED involving a detailed review of records of a non-financial nature.

A Compliance Evaluation Inspection (CEI) was also performed by NMED's Compliance and Technical Assistance Program staff during this time. The purpose of the inspections was to determine the US Department of Energy Carlsbad Field Office and Nuclear Waste Partnership LLC (the Permittees) compliance with the WIPP Hazardous Waste Facility Permit (Permit) and the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC). NMED issued a CEI Letter to WIPP on March 11, 2016.

The NRR inspection included a review of records, waste shipping manifests, required Permit documentation and a surface and subsurface walk-through of the Facility. The surface and subsurface walk-through verified inspection information that is reported to NMED in the



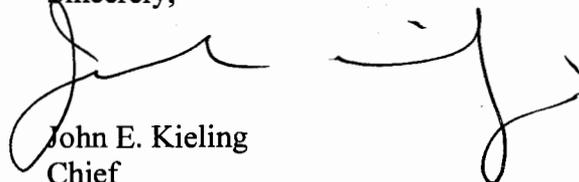
Administrative Order Reports. The surface walk-through included the less than ninety day storage area, the two satellite accumulation areas, the Waste Handling Building and containers stored within, spot checks of hand-held fire extinguisher inspection tags, surface rescue trucks, fire suppression sprinkler systems, and surface-based ambulances. The subsurface walk-through included the uncontaminated portions of the underground including the inspection of the satellite accumulation area.

NMED also provided the Permittees with a list of specific questions requesting information associated with requirements identified in Permit Conditions 1.7, 2.3.5, and 3.1.1.7; Permit Attachments D, E, F, F1, F2, N, N1, and O, including but not limited to; training records, on-site container storage records, off-site shipping of derived waste records, and instrument calibration records. The requested information was received by NMED on March 18, 2016.

Based on the inspection and subsequent review of the submitted information, NMED finds no violations of the above referenced Permit requirements. No further action is required at this time. However, this letter does not relieve the Permittees of obligation to comply with any other sections of the Permit or other applicable laws and regulations.

If you have any questions regarding this letter, please contact Ricardo Maestas at (505) 476-6050 or by email at ricardo.maestas@state.nm.us.

Sincerely,



John E. Kieling
Chief

Hazardous Waste Bureau

cc: K. Roberts, Director, NMED RPD
J. Kraemer, NMED HWB
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File: WIPP '16