



SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**



ENTERED



**2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303**

Phone (505) 476-6000 Fax (505) 476-6030

www.env.nm.gov

**BUTCH TONGATE
Cabinet Secretary**

**J. C. BORREGO
Acting Deputy Secretary**

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

October 3, 2016

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

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

**RE: 2016 ANNUAL FEE
WASTE ISOLATION PILOT PLANT
EPA ID # NM4890139088**

Dear Messrs. Shrader and Breidenbach:

The New Mexico Environment Department (NMED) has established the 2016 Annual Fee for your facility pursuant to the Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2 NMAC. In accordance with 20.4.2.201.A NMAC, the enclosed Tables were developed from the facility permit, Part A application, or enforceable document. The tables are formatted accordingly: 1) Table A – Hazardous Waste Management Activities; 2) Table B - Corrective Action; and 3) Table C - Summary of Units.

Enclosed is the invoice for your 2016 annual fees. Under the provisions of 20.4.2.301.C NMAC “[p]ayment shall be due within sixty (60) days of receipt of the invoice unless the facility submits to NMED a written request seven (7) days prior to the end of the sixty (60) day period and receives written approval to extend the time for payment before the date payment is due.” Under the provisions of 20.4.2.302.A NMAC, “any owner or operator seeking to appeal an invoice for fees under this part must first notify the NMED in writing of the intent to appeal the invoice within thirty (30) calendar days of receipt of the invoice. The notice shall set forth the specific matters in dispute, the basis for the dispute, and any matters considered necessary for NMED’s consideration. The parties shall have thirty (30) calendar days from NMED’s receipt of notification to meet or confer with NMED to attempt to resolve the matters in the dispute. The secretary may extend deadlines under this section upon a determination that good cause exists. If an agreement is reached resolving the dispute, NMED may issue a revised invoice and the owner

161002.5

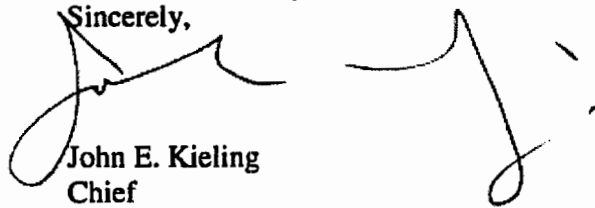


October 3, 2016
Page 2

and operator shall comply with the terms of such agreement and revised invoice. If an agreement is not reached, NMED shall issue a notification to all parties that an agreement has not been reached. Failure to notify NMED of an appeal in the required timeframe shall prohibit the owner and operator from appeal of the invoice.”

Should you have questions concerning this Annual Fee please contact Dave Cobrain, at (505) 476-6055, or me at (505) 476-6035.

Sincerely,

A handwritten signature in black ink, appearing to read 'John E. Kieling', written over a horizontal line.

John E. Kieling
Chief
Hazardous Waste Bureau

Attachments

cc: J. Valdez, NMED HWB
D. Cobrain, NMED HWB
R. Maestas, NMED HWB
File: Reading and 2016 Annual Fee



SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**

**2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Phone (505) 476-6000 Fax (505) 476-6030
www.env.nm.gov**



**BUTCH TONGATE
Cabinet Secretary
J. C. BORREGO
Acting Deputy Secretary**

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

October 3, 2016

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

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

**RE: 2016 ANNUAL FEE
WASTE ISOLATION PILOT PLANT
EPA ID # NM4890139088**

Dear Messrs. Shrader and Breidenbach:

The New Mexico Environment Department (NMED) has established the 2016 Annual Fee for your facility pursuant to the Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2 NMAC. In accordance with 20.4.2.201.A NMAC, the enclosed Tables were developed from the facility permit, Part A application, or enforceable document. The tables are formatted accordingly: 1) Table A – Hazardous Waste Management Activities; 2) Table B - Corrective Action; and 3) Table C - Summary of Units.

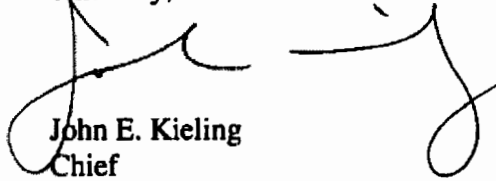
Enclosed is the invoice for your 2016 annual fees. Under the provisions of 20.4.2.301.C NMAC “[p]ayment shall be due within sixty (60) days of receipt of the invoice unless the facility submits to NMED a written request seven (7) days prior to the end of the sixty (60) day period and receives written approval to extend the time for payment before the date payment is due.” Under the provisions of 20.4.2.302.A NMAC, “any owner or operator seeking to appeal an invoice for fees under this part must first notify the NMED in writing of the intent to appeal the invoice within thirty (30) calendar days of receipt of the invoice. The notice shall set forth the specific matters in dispute, the basis for the dispute, and any matters considered necessary for NMED’s consideration. The parties shall have thirty (30) calendar days from NMED’s receipt of notification to meet or confer with NMED to attempt to resolve the matters in the dispute. The secretary may extend deadlines under this section upon a determination that good cause exists. If an agreement is reached resolving the dispute, NMED may issue a revised invoice and the owner

October 3, 2016
Page 2

and operator shall comply with the terms of such agreement and revised invoice. If an agreement is not reached, NMED shall issue a notification to all parties that an agreement has not been reached. Failure to notify NMED of an appeal in the required timeframe shall prohibit the owner and operator from appeal of the invoice.”

Should you have questions concerning this Annual Fee please contact Dave Cobrain, at (505) 476-6055, or me at (505) 476-6035.

Sincerely,



John E. Kieling
Chief
Hazardous Waste Bureau

Attachments

cc: J. Valdez, NMED HWB
D. Cobrain, NMED HWB
R. Maestas, NMED HWB
File: Reading and 2016 Annual Fee

TABLE A
Waste Isolation Pilot Plant 2016 Annual Fee
HAZARDOUS WASTE MANAGEMENT ACTIVITIES

Unit ID No.	Unit Type/Description	Process	Comments	Fee
013a	Container Storage-Waste Handling Building	S01-Container Storage	Active unit	\$2,000.00
013b	Container Storage-Parking Area Unit	S01-Container Storage	Active unit	\$2,000.00
013c	Disposal-Underground HWDU- Panel 1	X04-Geologic Repository	Partially closed	\$4,000.00
013d	Disposal-Underground HWDU- Panel 2	X04-Geologic Repository	Partially closed	\$4,000.00
013e	Disposal-Underground HWDU- Panel 3	X04-Geologic Repository	Partially closed	\$4,000.00
013f	Disposal-Underground HWDU- Panel 4	X04-Geologic Repository	Partially closed	\$4,000.00
013g	Disposal-Underground HWDU- Panel 5	X04-Geologic Repository	Partially closed	\$4,000.00
013h	Disposal-Underground HWDU- Panel 6	X04-Geologic Repository	Undergoing partial closure	\$4,000.00
013i	Disposal-Underground HWDU- Panel 7	X04-Geologic Repository	Active unit	\$4,000.00
Total Annual Fee:				\$32,000.00

TABLE B
Waste Isolation Pilot Plant 2016 Annual Fee
CORRECTIVE ACTION

Count	Unit ID No.	Unit Type/Description	Comments	Fee
Total Annual Fee:				\$0.00

TABLE C
Waste Isolation Pilot Plant 2016 Annual Fee
SUMMARY OF UNITS

Number of Units	Unit Type	Fee
7	Disposal	\$28,000.00
0	Treatment	\$0.00
2	Storage	\$4,000.00
0	Post Closure Care	\$0.00
0	Corrective Action Management Unit	\$0.00
0	Temporary Unit	\$0.00
0	Remedial Action Plan Unit	\$0.00
0	Corrective Action	\$0.00
Total Annual Fee:		\$32,000.00



**New Mexico
Environment Department
Hazardous Waste Bureau**

**Nuclear Waste Partnership LLC
P.O. BOX 2078**

October 3, 2016

**Carlsbad, NM 88221-5608
Attn: Philip J. Breidenbach**

**Invoice # - HWB-WIPP-2016-AF
Waste Isolation Pilot Plant 2016 Annual Fee**

Quantity	Item	Item Cost	Total Cost
2	Storage Unit	\$2,000.00	\$4,000.00
7	Disposal Unit	\$4,000.00	\$28,000.00
		Total Fees	\$32,000.00
		Adjustment	\$0.00
		Pay This Amount	\$32,000.00

Make Checks Payable to: NMED/HWB

Mail Checks and Invoice to:

**New Mexico Environment Department, HWB
Attn: James Valdez
2905 Rodeo Park Drive East, Bldg 1
Santa Fe, NM 87505**

When you provide a check as payment, you authorize the State of New Mexico to either use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction.

Check Number: _____ Amount Received: _____

Date Received: _____