

To *Bowitz*
Steve

FACSIMILE TRANSMITTAL ROUTING SHEET

MAR 1998

TELEFAX NUMBER (505) 234-7027



US Department of Energy Carlsbad Area Office

Date:	3/16/98
Number of pages including cover sheet:	4

To: <i>Ed Kelly</i>	From: George E. Dials
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<i>NMED</i>	
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CC:	

REMARKS: Urgent For your review Reply ASAP Please comment

note
Our review indicates no
lengthy delay in responding
to NMED request for
RCRA Part B information/materials
see attached *GD*

Carlsbad, New Mexico



RCRA Part B Permit Application Correspondence

NMED Request	Subject	DOE Response
9/2/94	Order from NMED requesting updated application and schedule for submittal	9/15/94
	Revision 4 submitted in phases	9/14 thru 5/95
	Revision 5 submitted to NMED	5/26/95
9/21/94	NMED requests application fee of \$940,484.00	12/94 thru 10/95
	<i>NMED determined Administrative Completeness 7/25/96</i>	
11/2/95	NMED requests additional information for Rev. 5 Chapters A & B	12/1/95
11/16 & 11/30/95	NMED requests additional information for Rev. 5 Chapters I & L	12/6/95
11/16/95	NMED requests additional information for Rev. 5 Chapters D & E	12/13/95
11/30/95	NMED requests additional information for Rev. 5 Chapters F & H	12/19/95
11/2 & 11-30-95	NMED requests additional information for Rev. 5 Chapters C & G	12/20/95
	DOE submitted Revision 5.2 which reflected the individual chapter changes in response to NMED's requests in November/December 1995	1/16/96
12/19/95	EPA provided comments on SWMU voluntary release assessment/corrective action plan and DOE responded by preparing Data Summary Reports submitted 2/14 to 3/25/96.	2/14/96 3/4/96 3/25/96
3/14/96	NMED's Technical Notice of Deficiency: From which DOE submitted Rev. 6 of the application. In response to the NOD, we indicated final shaft seal report would be submitted by 10/96.	4/12/96 9/27/96 report
4/23/96	NMED requested additional info on SWMU by 5/3/96. DOE letter on 4/26/96 requested additional time to respond. Final response made on 5/29/96.	5/29/96

RCRA Part B Permit Application Correspondence

NMED Request	Subject	DOE Response
5/24/96	NMED requested additional info to accompany the material requested on 4/23/96. Final response made on 5/29/96. On 1/29/97 DOE supplied updated material to replace 5/29/96 Data Report 4.	5/29/96
	DOE submitted Rev. 6.1 minor page changes to the application	5/29/96
	DOE submitted Rev. 7 of Part A of the application	6/3/96
	<i>NMED issued completeness letter 6/27/96</i>	
2/11/97	NMED legal requested DOE assurance that RCRA permit will be obtained prior to disposal of mixed waste	2/21/97
2/25/97	NMED requested revised Appendix D18 (groundwater monitoring plan)	3/20/97
4/11/97	NMED requested information on Solid Waste Management Units	5/2/97
4/28/97	NMED legal requested compliance history & opinion of financial assurance applicability. WID/DOE responded 5/15/97 on financial assurance & 7/11/97 on financial assurance & WID compliance history. Compliance history package for DOE submitted on <u>9/22/97</u> .	5/15/97 7/11/1997 9/22/97
4/29/97	NMED requested information to address 40 CFR 264.601 (Miscellaneous Units) issues DOE responded with three submittals. 1st answered questions, 2nd provided Rev. 6.3 changes, & 3rd provided material from the CCA and NMVP.	5/9/97 5/15/97 5/23/97
6/18/97	DOE responded to NMED questions regarding the groundwater monitoring plan that was submitted 3/20/97.	7/18 & 7/25/97
6/30/97	NMED's concerns with Rev. 6.3 that DOE submitted on 5/15/97 in response to the NMED letter of 4/29/97. This submittal was the Rev. 6.3 material with a pedigree attached.	7/18/97
7/8/97	NMED requests additional application fee of \$427,588.00	7/11/97

RCRA Part B Permit Application Correspondence

NMED Request	Subject	DOE Response
9/11/97	NMED requests recertification and support to assure official NMED copy of application is correct. Responded to correctness of the application on 9/15 by WPP inspection and followed up response in writing on 9/17/97. Recertification provided on 11/19	9/17/97 11/19/97
9/24/97	NMED legal disagreed on WID's position regarding financial liability as described in the WID letters dated 5/15 & 7/11/97. NMED requests WID financial assurance information. On 11/19, financial info submitted.	10/9/97 11/19/97
9/26/97	NMED rescinds completeness determination of 7/27/96 on 9/26/97. On 9/26/97 & 10/9/97 DOE responded to the NMED letter regarding completeness determination. Subsequently, DOE provided updated certification statement on 11/19/97.	9/26/97 10/9/97 11/19/97
10/3/97	NMED's response to DOE's 9/26/97 response regarding completeness rescission and accusing DOE of impugning NMED.	no response provided
10/15/97	NMED letter responding to DOE's 10/9/97 letter requesting reconsideration of completeness, and also firm request for financial assurance information. On 11/19/97 DOE responded by providing Rev. 6.5 for financial assurance & new Chapter M.	11/19/97
11/20/97	NMED requested we provide their lawyers the replacement pages for Rev. 6.3 updates.	12/1/97
	<i>On 1/5/98, the NMED issued a new completeness determination</i>	
1/16/98	NMED requests contract laboratory SOP's for the analysis of SWMU sampling. (Note: This material is not impeding the draft permit development.)	EPCD 2/16/97