



GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Harold Runnels Building
1190 St. Francis Drive, P.O. Box 26110
Santa Fe, New Mexico 87502-6110
Telephone (505) 827-2855
Fax (505) 827-2836

Steve Z



PETER MAGGIORE
Secretary

August 19, 1998

VIA FACSIMILE

Mr. Michael H. McFadden, Manager
Carlsbad Area Office
Department of Energy
PO Box 3090
Carlsbad, NM 88221

Mr. Joe Epstein
General Manager
Westinghouse Electric Corp.
PO Box 2078
Carlsbad, NM 88220

RE: Revised RCRA Permit Fee.

Dear Messrs. McFadden and Epstein:

The New Mexico Environment Department (NMED) has revised the permit fee for the Waste Isolation Pilot Project (WIPP) RCRA (Resource Conservation and Recovery Act) Permit. The previous assessment for a RCRA permit fee, requested by letter dated June 10, 1998, underestimated the fee required for certain legal work associated with the WIPP RCRA permit process.

NMED has itemized the basis for the revised RCRA permit fee in the enclosed attachment, and requests prompt payment of the revised fee to ensure the Department has adequate resources to expeditiously complete the permitting process.

If you need further information or wish to discuss the revised fee, please contact Susan McMichael of my staff at (505)827-0127.

Sincerely,

Ed Kelley, Director
Water and Waste Management Division

EK/cJM

enc.

cc w/enc: Pete Maggiore (Secretary, NMED)
Benito Garcia (Chief, HRMB)
Richard Mertz (General Counsel, OGC)

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REVISED RCRA PERMIT FEE FOR WIPP

ITEM NO. 1 - LEGAL COUNSEL

<u>POSITION</u>	<u>TASK</u>	<u>RATE/HOUR</u>	<u>TIME (Hrs)</u>	<u>COST</u>
Legal Counsel	Legal Review ¹	\$65.00	640	\$41,600.00
<u>TOTAL</u>				\$41,600.00

¹ The previous RCRA permit fee did not include legal review and other work provided by the Office of General Counsel to the Secretary. This work is anticipated to increase significantly during and after the public hearing on the draft permit.