



SUSANA MARTINEZ  
Governor

JOHN A. SANCHEZ  
Lieutenant Governor

**NEW MEXICO  
ENVIRONMENT DEPARTMENT**

***Hazardous Waste Bureau***

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DAVE MARTIN  
Secretary

BUTCH TONGATE  
Acting Deputy Secretary

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

October 13, 2011

Kevin W. Smith, Manager  
Los Alamos Site Office  
Department of Energy  
3747 W. Jemez Rd., MS-A316  
Los Alamos, NM 87544

James C. Cantwell, Associate Director  
Environment, Safety, Health, & Quality  
Los Alamos National Security, LLC  
Los Alamos Research Park  
4200 Jemez Road, Suite 400  
Los Alamos, NM 87545

**RE: FEE ASSESSMENT  
TWO CLASS 1 PERMIT MODIFICATIONS TO HAZARDOUS  
FACILITY PERMIT  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID# NM0890010515  
LANL-11-060 AND LANL-11-061**

Dear Messrs. Smith and Cantwell:

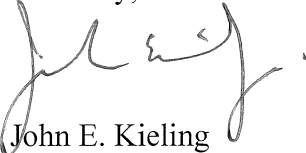
The New Mexico Environment Department (Department) received notice from the U.S. Department of Energy, National Nuclear Security Administration, and Los Alamos National Security, LLC, collectively the "Permittees," dated August 18, 2011, of two Class 1 modifications to the Los Alamos National Laboratory (LANL) Hazardous Waste Facility Permit (Permit). One modification reflects recent changes to telephone numbers listed in the Permit's Contingency Plan and the title of a training course listed in the Training Plan. The other modification reflects minor informational changes to the Permit associated with Technical Areas (TAs) 3 and 55, including clarification of access control and the alarm and exhaust systems at TA-3, and correction of inaccurate dimensions in the Permit associated with TA-55, Rooms K13 and B40. The Department received a revision of the modifications dated September 15, 2011 retracting proposed inspection schedule changes to Permit Attachment E (Inspection Plan), and providing changed figures inadvertently not provided in the original submittal.

The Department has reviewed the permit modifications and concurs that these changes are Class 1 modifications in accordance with 20.4.1.900 NMAC, incorporating 40 CFR §§ 270.42(a). The Department has further determined that the Permittee has noticed this Permit modification in accordance with 20.4.1.900 NMAC, incorporating 40 CFR §§ 270.42(a)(1)(i) and (ii). The modifications are to be put into effect as requested by the Permittee in accordance with 20.4.1.900 NMAC, incorporating 40 CFR § 270.42(a)(1).

The New Mexico Hazardous Waste Permit and Corrective Action Fee regulations, Section 20.4.2.201.F, require the assessment of a fee to modify a permit. The fee invoices are attached for both modification and those fees must be paid in accordance with 20.4.2.301 NMAC. If you disagree with the fees assessed you may notify the Department in writing at the address above of your intent to appeal the invoice(s) under the provisions of 20.4.2.302 NMAC.

Please find attached the fee invoices and a disc copy of the modified Permit. Please contact Steve Pullen at (505) 476-6044 if you have any questions.

Sincerely,



John E. Kieling  
Acting Chief  
Hazardous Waste Bureau

JEK:sdp

Attachments

cc w/o attachments:

S. Pullen, NMED HWB  
J. Valdez, NMED HWB  
T. Grieggs, ENV-RCRA, LANS, MS-K490  
M. Haagenstad, ENV-RCRA, LANS, MS-K404  
G. Turner, DOE-LASO, MS-A316  
File: LANL-11-060 AND LANL-11-061  
Reading and LANL Permit 2011