



# IRM-RMMSO

## Official Correspondence Form

Name:	U1200511													
Title:	Request for Extension to Respond to Notice of Disapproval for Phase II Investigation Work Plan for S-Site Aggregate Area													
Date Received:	3/19/2012													
Addressee Name:	Michael Graham, ADEP													
Originator:	John Kieling, NMED													
Action Item Description:														
Action Due Date:														
Responsible for Action:	Search													
Responsible Office:														
Distribution:	<table><tr><td>Michael Graham</td><td>Deborah K. Woitte</td></tr><tr><td>Charles McMillan</td><td>William Alexander</td></tr><tr><td>Elizabeth Sellers</td><td>Phoebe K. Suina</td></tr><tr><td>Richard Marquez</td><td>Anthony R. Grieggs</td></tr><tr><td>Paul Henry</td><td>Tina Sandoval</td></tr><tr><td>Michael Brandt</td><td>Scotty Jones</td></tr></table>		Michael Graham	Deborah K. Woitte	Charles McMillan	William Alexander	Elizabeth Sellers	Phoebe K. Suina	Richard Marquez	Anthony R. Grieggs	Paul Henry	Tina Sandoval	Michael Brandt	Scotty Jones
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SUSANA MARTINEZ  
Governor

JOHN A. SANCHEZ  
Lieutenant Governor

**NEW MEXICO  
ENVIRONMENT DEPARTMENT**

***Hazardous Waste Bureau***

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[www.nmenv.state.nm.us](http://www.nmenv.state.nm.us)**



DAVE MARTIN  
Secretary

BUTCH TONGATE  
Deputy Secretary

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

March 16, 2012

IRM RMMSO Record Copy



U1200511

George J. Rael  
Assistant Manager  
U.S. Department of Energy  
National Nuclear Security Administration  
Los Alamos Site Office  
3747 West Jemez Rd, MSA316  
Los Alamos, NM 87544

Michael J. Graham  
Associate Director Environmental Programs  
Los Alamos National Security, L.L.C.  
P.O. Box 1663, MS M991  
Los Alamos, NM 87545

**RE: APPROVAL  
EXTENSION REQUEST TO RESPOND TO NOTICE OF DISAPPROVAL  
PHASE II INVESTIGATION WORK PLAN FOR S-SITE AGGREGATE AREA  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID#NM0890010515  
HWB-LANL-11-075**

Dear Messrs. Rael and Graham:

The New Mexico Environment Department (NMED) is in receipt of the United States Department of Energy (DOE) and Los Alamos National Security, L.L.C.'s (collectively, the Permittees) document entitled *Request for Extension to Respond to Notice of Disapproval for Phase II Investigation Work Plan for S-Site Aggregate Area*, dated March 8, 2012 and referenced by EP2012-0365.

The Permittees request the extension to submit the response to the Notice of Disapproval (NOD) due to budget shortfalls and the need to focus efforts on shipment of aboveground transuranic (TRU) waste from Technical Area (TA) 54 to the Waste Isolation Pilot Plant, located in Eddy County, New Mexico. The need to remove TRU waste stored at TA-54 is aligned with Governor Martinez' policy to prioritize groundwater and surface water protection and accelerate the removal of TRU waste stored at Los Alamos National Laboratory.

The Permittees were issued an NOD on February 14, 2012 and the response to NOD comments and a revised Phase II work plan for S-Site Aggregate Area were due to NMED by March 15, 2012. NMED finds the stated cause for the requested time extension acceptable. The submittal date for the response to NOD comments is hereby postponed from March 15, 2012 to **September 15, 2012**, as requested. The submittal of the revised Phase II investigation work plan for S-site Aggregate Area is hereby postponed from March 15, 2012 to **December 31, 2012**, as requested.

NMED may re-evaluate the need for these extensions based on the Permittees' progress in accelerating removal of TRU waste from TA-54 or if new information becomes available that indicates off-site migration of contamination. The Permittees must notify NMED, within 30 days of receipt of such information, should funds become available in the future that allow for the NOD response and Phase II work plan for the S-Site Aggregate Area to be prepared and submitted prior to September 15, 2012 and December 31, 2012, respectively.

Please contact Neelam Dhawan at (505) 476-6042 should you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dan Kielling" with a stylized flourish at the end.

John E. Kielling  
Acting Chief  
Hazardous Waste Bureau

cc: D. Cobrain, NMED HWB  
N. Dhawan, NMED HWB  
T. Skibitski, NMED DOE OB  
S. Yanicak, NMED DOE OB, MS M894  
L. King, EPA 6PD-N  
P. Maggiore, DOE-LASO, MS A316  
W. Woodworth, DOE-LASO, MS A316  
J. McCann, EP-CAP, MS M992

File: Reading and LANL 2012 – S-Site Aggregate Area Phase II IWP, 11-075

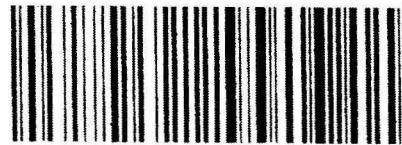
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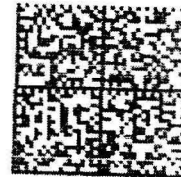
DATE 3/19/2012

State of New Mexico  
Environment Department  
Hazardous Waste Bureau  
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03/16/2012

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