



State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau

SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6313
Phone (505) 476-6000 Fax (505) 476-6030
www.env.nm.gov



BUTCH TONGATE
Cabinet Secretary

J.C. BORREGO
Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

October 25, 2017

Doug Hintze, Manager
U.S. Department of Energy
EM, Los Alamos Field Office
P.O. Box 1663, MS M984
1900 Diamond Drive,
Los Alamos, NM 87545-1663

John Bretzke, Division Leader
Environmental Protection and Compliance Division
Los Alamos National Laboratory
P.O. Box 1663, MS-K491
Los Alamos, NM 87545

**RE: APPROVAL AND FEE ASSESSMENT
CLASS 1 PERMIT MODIFICATION REQUEST TO REMOVE A
REFRIGERATION UNIT FROM TECHNICAL AREA 50, BUILDING 69
LOS ALAMOS NATIONAL LABORATORY (LANL) HAZARDOUS
WASTE FACILITY PERMIT
EPA ID #NM0890010515
HWB-LANL-17-062**

Dear Messrs. Hintze and Bretzke:

The New Mexico Environment Department (Department) has received from the United States Department of Energy and Los Alamos National Security, LLC, (collectively, the Permittees) a *Transmittal of Class 1 Permit Modification Request to Remove a Refrigeration Unit from Technical Area 50, Building 69 (PMR)* and referenced by EPC-DO-17-407 and LA-UR-17-28971, dated October 5, 2017. The PMR revises Attachments A, G.4, and N of the Permit to update figures and descriptions associated with the removal of a refrigeration unit from the permitted unit TA-50-69.

The Department has accepted the submittal in accordance with the New Mexico Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2.201.B(2) NMAC. The fee invoice is attached to this letter [incorporating the Code of Federal Regulations (CFR) Title 40, §270.42] and has incorporated the changes into the Permit.

U1701640

Messrs. Hintze and Bretzke

October 25, 2017

Page 2

An electronic version of the Permit that incorporates the modifications is enclosed with this letter. The modified Permit is also available on the Department's Hazardous Waste Bureau website <https://www.env.nm.gov/hazardous-waste/lanl-permit/>

The New Mexico Hazardous Waste Management Regulation at 20.4.1.901A.(10) NMAC states "A final permit decision shall become effective thirty (30) days after this notice of the decision has been served on the applicant..." The Department is approving this modification on October 25, 2017; hence the effective date of the modification shall be November 24, 2017.

The New Mexico Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2.201.F NMAC require the assessment of fees. Payment is normally due within sixty (60) calendar days from the date that you receive the invoice in accordance with 20.4.2.301.C NMAC. However, because the Department currently maintains a supplemental fee agreement with the Permittees for State fiscal year 2017, and the Permittees transmitted payment of supplemental fees, the fee invoice has been effectively paid under these supplemental fees.

If you disagree with the fee assessed, you may notify NMED in writing, at the address above, of the intent to appeal the invoice under the provisions of 20.4.2.302.A NMAC.

If you have any questions regarding this correspondence, please contact Siona Briley of my staff at (505) 476-6049.

Sincerely,



John E. Kielling
Chief
Hazardous Waste Bureau

Attachments

- 1) Electronic Copy of the Modified Permit
- 2) Fee Invoice

cc w/o attachments:

J. Valdez, NMED HWB
N. Dhawan, NMED HWB
S. Briley, NMED HWB
L. King, EPA 6PD-N
M. Haagenstad, EPC-CP, MS-K404
S. Martinez, ADEM-MA M992
K. Ellers, ADEM-MA, M992
locatesteam@lanl.gov

File: 2017 LANL TA-50: Class 1 with prior approval PMR, LANL-17-062

U1701640



**New Mexico
Environment Department
Hazardous Waste Bureau**

Los Alamos National Lab
P O Box 1663
MS-M992
Los Alamos, NM 87545
Attn: Accounts Payable

October 25, 2017

Invoice # - HWB-LANL-17-062

Transmittal of Class 1 Permit Modification Request to Remove a Refrigeration Unit from
Technical Area 50, Building 69

Quantity	Item	Item Cost	Total Cost
1	Class 1 (with prior approval)	\$2,500.00	\$2,500.00
<div>PAID BY SUPPLEMENTAL FEE AGREEMENT OCTOBER 25, 2017</div>		Total Fees	\$2,500.00
		Adjustment	\$0.00
		Pay This Amount	\$2,500.00

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: _____

U1701640