



BILL RICHARDSON
Governor

DIANE DENISH
Lieutenant Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau

2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Phone (505) 476-6000 Fax (505) 476-6030
www.nmenv.state.nm.us



RON CURRY
Secretary

CINDY PADILLA
Deputy Secretary

September 21, 2007

**RE: NOTICE OF AVAILABILITY PROPOSED REVISION 11 OF THE SANDIA
NATIONAL LABORATORIES FEDERAL FACILITY COMPLIANCE ORDER
SITE TREATMENT PLAN COMPLIANCE PLAN VOLUME**

Dear Concerned Person:

Enclosed is a notice regarding the New Mexico Environment Department's (NMED's) intent, pending public input, to approve proposed Revision 11 of the U. S. Department of Energy/Sandia Corporation's Federal Facility Compliance Order Site Treatment Plan Compliance Plan Volume. If approved, the proposed revision would establish new compliance dates for all treatment technologies that are addressed under the STP CPV, and would remove two specific compliance activities that were completed in 2006 and that are no longer needed.

Only written comments received from the public by **5:00 p.m., October 22, 2007**, will be considered by the NMED in making a final decision.

Sincerely,

A handwritten signature in black ink, appearing to read "John E. Kieling".

John E. Kieling
Program Manager
Permits Management Program
Hazardous Waste Bureau



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PUBLIC NOTICE NO. 07-16

**NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS WASTE BUREAU
Santa Fe, New Mexico 87505
September 21, 2007**

**NOTICE OF AVAILABILITY
PROPOSED REVISION 11 OF THE SANDIA NATIONAL LABORATORIES
FEDERAL FACILITY COMPLIANCE ORDER SITE TREATMENT PLAN
COMPLIANCE PLAN VOLUME**

The State of New Mexico is authorized to operate a hazardous waste management program in lieu of the Federal program for most provisions of the Resource Conservation and Recovery Act (RCRA). The Federal Facilities Compliance Act is coded in RCRA §6001. Under authority of the New Mexico Hazardous Waste Act (Section 74-4-1 NMSA 1978 (CUM. SUPP.)) and the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC), the New Mexico Environment Department (NMED) may issue Federal Facility Compliance Orders to federal facilities located within New Mexico's borders.

On October 4, 1995, the NMED issued a Federal Facility Compliance Order (FFCO) to the United States Department of Energy (DOE) and Sandia Corporation for the Sandia National Laboratories (SNL) Facility. The DOE and Sandia Corporation are co-operators of SNL. The FFCO requires a Site Treatment Plan (STP) Compliance Plan Volume (CPV) for the treatment and disposal of mixed waste at SNL. Mixed waste is waste that contains both hazardous and radioactive components. The DOE/Sandia Corporation must comply with the New Mexico Hazardous Waste Act, NMSA 1978, §§74-4-1 (1998 CUM. SUPP.) and section 3012(b) of RCRA, 42 U.S.C. §6939(c), as amended by the Federal Facility Compliance Act of 1992, Public Law 102-386, 106 Stat. 1505 (1992). Under Section X "Revisions" of the FFCO STP CPV, all proposed or required revisions shall be made available for public review and comment.

The DOE/Sandia Corporation has proposed Revision 11 to the FFCO STP CPV. This revision requests NMED approval to establish new compliance dates for all treatment technologies that are addressed under the STP CPV. Although the various Treatability Groups associated with these new compliance dates in many cases do not currently have any waste in their inventory, it is possible that new waste will be added to these Treatability Groups in the future due to ongoing laboratory operations, through the processing of legacy waste already being managed under the FFCO, or as waste generated by corrective action activities conducted at the Facility. Thus, new compliance dates must be established so that management of mixed waste under the FFCO can be properly implemented and enforced. Additionally, the proposed Revision 11 will remove two specific compliance activities that were completed in 2006 and that are no longer needed.

NMED may approve, approve with modifications, or disapprove the proposed revision or any part thereof. Pending public input, NMED intends to approve the proposed revision in order to update the compliance dates for Treatability Groups that no longer have appropriate compliance dates.

The administrative record includes proposed Revision 11, all earlier revisions, the FFCO, deletion requests, and FFCO-required documents. The proposed Revision 11 and the administrative record may be reviewed with prior appointment at:

NMED - Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico, 87505-6303
(505) 476-6000
Monday - Friday from 8:00 a.m. and 5:00 p.m.
Contact: Pam Allen

To obtain a copy of the Administrative Record or a portion thereof, please contact Ms. Pamela Allen at (505) 476-6000, or at the Santa Fe address given above. NMED will provide copies, or portions thereof, of the Administrative Record at a charge to the requestor.

NMED issues this public notice on **September 21, 2007** to announce the beginning of a 30-day comment period that will end at **5:00 p.m., October 22, 2007**. The proposed Revision 11, this public notice, and the interested citizen letter can also be reviewed at the NMED web page at: www.nmenv.state.nm.us/hwb/snlperm.html under Federal Facilities Compliance Order.

Any person who wishes to comment on this action should submit written or electronic mail (e-mail) comment(s) with the commenter's name and address to the respective address below. Only comments and/or requests received on or before **5:00 p.m., October 22, 2007** will be considered. All timely comments submitted will be considered in forming a final decision, and NMED may modify the revision based on the comments received. NMED will notify each person who submitted written comment during the public comment period of the final decision.

John E. Kieling, Program Manager
Hazardous Waste Bureau - New Mexico Environment Department
2905 Rodeo Park Drive East, Bldg 1
Santa Fe, NM 87505-6303
(505) 476-6000
Ref: Sandia National Laboratories – FFCO STP Revision 11
E-mail: john.kieling@state.nm.us

ARRANGEMENTS FOR PERSONS WITH DISABILITIES

Any person with a disability requiring assistance or auxiliary aid to participate in this process should contact Judy Bentley by 10 days prior to the end of the public comment period at the following address: New Mexico Environment Department, Room N-4030, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, New Mexico 87502-6110, (505) 827-9872. TDD or TDY users please access Ms. Bentley's number via the New Mexico Relay Network at 1-800-659-8331.