

**NEW MEXICO ENVIRONMENT DEPARTMENT RESPONSE TO PUBLIC COMMENT RECEIVED ON PROPOSED
REVISION 12 OF THE SANDIA NATIONAL LABORATORIES
FEDERAL FACILITY COMPLIANCE ORDER SITE TREATMENT PLAN COMPLIANCE PLAN VOLUME**

NO.	COMMENTS ID	COMMENT	NMED RESPONSE
1	David B. McCoy /Citizen Action New Mexico	The commenter opposes approval of Revision 12 until such time that materials stored in yardholes at Sandia National Laboratories (SNL) are evaluated to determine if the materials are mixed or radioactive wastes, and if so, appropriately included under the inventory of the Site Treatment Plan Compliance Plan Volume of the SNL Federal Facility Compliance Order (FFCO). The commenter refers to information in a number of SNL documents suggesting strongly that some materials stored in the yardholes may be mixed or radioactive wastes.	<p>NMED agrees that there is information in SNL documents suggesting that some materials stored in the yardholes may be mixed waste or radioactive waste. Mixed waste is waste that is a combination of hazardous and radioactive waste. Only mixed waste (not radioactive waste) may become subject to the SNL FFCO.</p> <p>NMED is investigating the materials stored in the yardholes to determine whether any are mixed or hazardous wastes, and whether there have been any violations of the New Mexico Hazardous Waste Management Regulations, 20.4.1 NMAC. At this time, NMED has not made any final determinations concerning this investigation. Until NMED makes a determination that the materials stored in the yardholes are known to be mixed wastes or subject to the FFCO, they should not be included under the inventory of the Site Treatment Plan Compliance Plan Volume of the FFCO.</p>