

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



RON CURRY  
Secretary

JON GOLDSTEIN  
Deputy Secretary

May 16, 2008

Dear Interested Person:

Enclosed is a public notice regarding the New Mexico Environment Department's (NMED's) intent, pending public input, to approve Revision 12 of the U. S. Department of Energy/Sandia Corporation's Federal Facility Compliance Order (FFCO) Site Treatment Plan (STP) Compliance Plan Volume (CPV). If approved, the proposed revision would add 21.6 m<sup>3</sup> of newly discovered waste to Treatability Group (TG) 25 (Classified Items with TCLP Metals) of the FFCO STP CPV. Waste inventory quantities listed in the subtitles for the various TGs and summarized in Table 4 will also be updated.

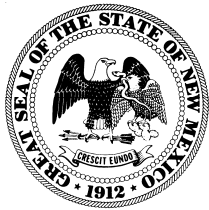
Only written comments received from the public by 5:00 p.m. MDT, June 16, 2008, will be considered by the NMED in making a final decision.

Sincerely,

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

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

Enclosure



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**PUBLIC NOTICE NUMBER 08-04**

**NEW MEXICO ENVIRONMENT DEPARTMENT  
HAZARDOUS WASTE BUREAU  
2905 Rodeo Park Drive East, Building 1  
Santa Fe, New Mexico 87505  
May 16, 2008**

**NOTICE OF AVAILABILITY  
PROPOSED REVISION 12 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 12 to the FFCO STP CPV. Revision 12 concerns 21.6 m<sup>3</sup> of newly discovered waste that would be assigned under the FFCO STP CPV to Treatability Group (TG) 25 (Classified Items with TCLP Metals). The newly discovered waste consists primarily of classified neutron tubes, transformer tube assemblies, and destructively tested (D-test) debris. Sampling and analysis data indicate that these wastes are mixed waste due

to their lead content. Upon approval of Revision 12, the waste volume would be incorporated into the STP and would be subject to the CPV activity milestones. The DOE and Sandia Corporation intend to treat the TG-25 waste using on-site macroencapsulation, followed by shipment of the treated waste to the Nevada Test Site. Waste inventory quantities listed in the subtitles for the various TGs and summarized in Table 4 will also be updated.

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, which should amount to only a temporary increase in the TG-25 inventory given that a treatment option is readily available for these wastes.

The administrative record includes proposed Revision 12, all earlier revisions, the FFCO, various deletion requests, and other FFCO-required documents. The proposed Revision 12 and the administrative record may be reviewed at **NMED, Hazardous Waste Bureau, 2905 Rodeo Park Drive East, Building 1, Santa Fe, New Mexico, 87505-6303**, between the hours of 8:00 a.m. and 5:00 p.m. for a period of thirty (30) days beginning **May 16, 2008**. The proposed Revision 12, 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](http://www.nmenv.state.nm.us/hwb/snlperm.html) under the link "Federal Facilities Compliance Order". To obtain a copy of the administrative record or any part thereof please contact **Mr. John Kieling** by calling **(505) 476-6035**.

Any person who wishes to comment on the proposed Revision 12 should submit written or electronic mail (e-mail) comments, along with his or her name and address, to the above address, or by e-mail to [john.kieling@state.nm.us](mailto:john.kieling@state.nm.us). Only comments received by **5:00 p.m. MDT, June 16, 2008** 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.

#### **ARRANGEMENTS FOR PERSONS WITH DISABILITIES**

Persons having a disability and requiring assistance or auxiliary aid to participate in this process should contact Judy Bentley at the New Mexico Environment Department, Human Resources Bureau, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, New Mexico, 87502, telephone number: (505) 827-9872. TDY users please access her number via the New Mexico Relay Network at 1-800-659-8331.