



February 11, 2022

Reinhard Knerr, Manager  
Department of Energy - Carlsbad Field Office  
P.O. Box 3090  
Carlsbad, New Mexico 88221-3090

Sean Dunagan, President and Project Manager  
Nuclear Waste Partnership, LLC  
P.O. Box 2078  
Carlsbad, New Mexico 88221-2078

**Re: Final Determination Class 2 Permit Modification Request and  
Incorporation of Class 1 Permit Modification Notification  
Waste Isolation Pilot Plant  
EPA I.D. Number NM4890139088**

Dear Messrs. Knerr and Dunagan,

On February 11, 2022, the New Mexico Environment Department (NMED) took final administrative action on a Class 2 Permit Modification Request (PMR) to the Waste Isolation Pilot Plant (WIPP) Hazardous Waste Facility Permit (Permit) submitted by the Department of Energy and Nuclear Waste Partnership, LLC (collectively, the Permittees) entitled "*Update Panel 8 Volatile Organic Compound Room-Based Limits.*"

NMED approved the PMR with changes. The Class 2 PMR was evaluated and processed in accordance with the requirements specified in 20.4.1.900 NMAC (incorporating 40 CFR §270.42.b) and was subject to a 60-day public comment period running from October 19, 2021 through December 20, 2021. NMED responded to written comments received during the comment period. The Class 2 PMR as approved with changes is effective on March 13, 2022.

In addition to the Class 2 changes, this revised Permit incorporates the following Class 1 Permit Modification Notification (PMN):

- January 31, 2022 Class 1 PMN: *Eight Items*
  - *Update Underground Escape and Evacuation Map in Permit Attachment D*
  - *Adding Two Procedures to Permit Attachment E, Table E-1 for the Fire Sprinkler Systems*
  - *Correction to a Regulatory Citation in Permit Attachment F, Table F-1*
  - *Update to Part A Forms in Permit Attachment B*
  - *Update to Permit Attachment A*
  - *Update to Permit Attachment L*
  - *Update to Permit Attachment B, Appendix B1*
  - *Clarify Annual GET Refresher Training in Permit Attachment F, Section F-1b(1)*

Messrs. Knerr and Dunagan

Page 2

NMED has reviewed the Class 1 modification, and it has been incorporated into the Permit and is effective as requested by the Permittees under the conditions specified in 20.4.1.900 NMAC (incorporating 40 CFR §270.42.a.1). The Permittees must send a notice to all persons on the facility mailing list within 90 calendar days as specified in 20.4.1.900 NMAC (incorporating 40 CFR §270.42.a.1.ii).

Specific to the Class 2 PMR, attached is a CD containing the revised applicable sections of the Permit. Language that is deleted from the Permit is indicated by ~~redline strike out~~ and language added to the Permit is displayed in **redline**. Language changes introduced by NMED in Permit Attachment A are distinguished by **redline yellow highlight**. A clean final version of the applicable sections of the Permit is also included on the CD.

Further information on this administrative action, including NMED's response to comments and the final Permit, may be found on the NMED WIPP News webpage at <https://www.env.nm.gov/hazardous-waste/wipp/>.

If you have any questions regarding this correspondence, please contact Ricardo Maestas of my staff at the Hazardous Waste Bureau at (505) 690-6148.

Sincerely,

**Chris  
Catechis**  Digitally signed by  
Chris Catechis  
Date: 2022.02.11  
14:00:33 -07'00'

Christopher Catechis

Acting Director

Resource Protection Division

cc: R. Shean, NMED HWB  
D. Biswell, NMED HWB  
M. McLean, NMED HWB  
B. Masse, NMED DOE-OB  
L. King, EPA Region 6  
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File: WIPP '22

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