

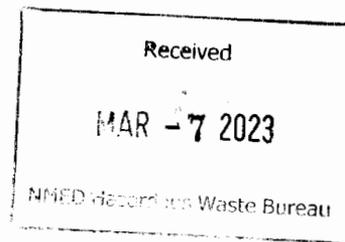


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ENTERED

DEPARTMENT OF ENERGY
Environmental Management Los Alamos Field Office (EM-LA)
Los Alamos, New Mexico 87544



Mr. Rick Shean
Director
Resource Protection Division
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505-6303

Date: March 7, 2023

Dear Mr. Shean:

Subject: Change in Status of Material Disposal Area C, Solid Waste Management Unit 50-009, at Technical Area 50

The purpose of this letter is to notify the New Mexico Environment Department (NMED) of the change in corrective action status for Solid Waste Management Unit (SWMU) 50-009 under the 2016 Compliance Order on Consent (Consent Order). The corrective action status of SWMU 50-009, also known as Material Disposal Area C, is currently identified in Appendix A of the Consent Order as "CME Submitted to NMED."

Due to recent expansion of Los Alamos National Laboratory (LANL) national security operations in the vicinity of SWMU 50-009, the U.S. Department of Energy (DOE) has determined that the corrective action status of SWMU 50-009 should be "Deferred Site," as defined by Section III.J of the Consent Order:

"'Deferred' or 'Deferred Site' means the SWMUs and AOCs for which full investigation and/or remediation is deferred until such time as the SWMU or AOC is taken out of service or otherwise becomes accessible (e.g., firing sites and active facilities). Deferred Sites include the SWMUs and AOCs where delayed investigation, due to active Facility operations, was proposed in NMED-approved investigation work plans and reports."

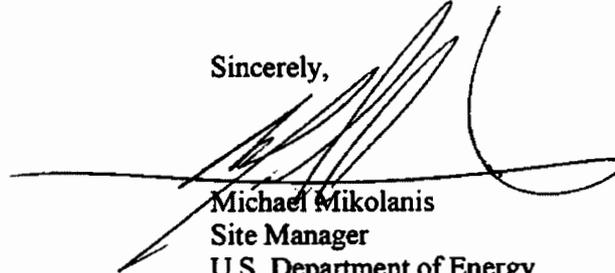
These active Facility operations by LANL render SWMU 50-009 inaccessible for the remediation activities proposed in the Corrective Measures Evaluation (CME) Report for SWMU 50-009 that DOE submitted to NMED in June 2021. As described in the CME Report, SWMU 50-009 does not currently pose an unacceptable risk to industrial workers, and contaminants historically released from SWMU 50-009 into the subsurface are not migrating to groundwater. While the site remains a "Deferred Site," DOE will continue to monitor for changes in conditions that would indicate contaminant migration.

This change in corrective action status to "Deferred Site" for SWMU 50-009 to enable national security operations is not expected to result in increased risk to human health or the environment while the site remains in this status.



If you have questions, please contact please contact Arturo Duran at (575) 373-5966
(arturo.duran@em.doe.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Mikolanis", written over a horizontal line. The signature is stylized with several overlapping strokes.

**Michael Mikolanis
Site Manager
U.S. Department of Energy
Environmental Management
Los Alamos Field Office**

cc (letter emailed):

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