

**STATE OF NEW MEXICO  
BEFORE THE SECRETARY OF THE ENVIRONMENT**

**IN THE MATTER OF THE APPLICATION  
OF U.S. DEPARTMENT OF ENERGY/  
NATIONAL NUCLEAR SECURITY ADMINISTRATION  
FOR AN AIR QUALITY PERMIT  
NO. 632-M1, LOS ALAMOS NATIONAL  
LABORATORY, TARGET FABRICATION FACILITY**

AQB 22- 41 (P)

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**NOTICE OF FILING THE PUBLIC HEARING DETERMINATION**

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COMES NOW, the New Mexico Environment Department's ("Department") Air Quality Bureau ("Bureau"), pursuant to 20.1.4.200(B) NMAC, and respectfully submits Notice of Filing of the Public Hearing Determination for the U.S. Department of Energy, National Nuclear Security Administration, Target Fabrication Facility, No. 632-M1 and respectfully requests that the Office of Public Facilitation docket this matter. The Hearing Determination is attached.

/s/ Carol M. Parker  
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**CERTIFICATE OF SERVICE**

I hereby certify that on September 9, 2022, a true and correct copy of the foregoing *Notice of Filing the Public Hearing Determination* was served by email to:

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/s/ Carol M. Parker  
Carol M. Parker



MEMORANDUM

**DATE:** June 3, 2022

**TO:** James C. Kenney, Secretary, NMED

**THROUGH:** Rebecca Roose, Deputy Secretary, NMED RMR  
Dana Bahar, Acting Division Director, EPD

**FROM:** Liz Bisbey-Kuehn, Bureau Chief, AQB

**SUBJECT:** Request for Public Hearing Determination for LANL's Air Permit Application 0632M1

Digitally signed by RMR  
Date: 2022.06.03 16:07:10 -0600

The Air Quality Bureau received one (1) written public comment letter on May 23, 2022 requesting a public hearing regarding Air Quality Permit No. 0632M1 for Los Alamos National Laboratory for their Beryllium Target Fabrication operation.

20.2.72.206.A(3) and B NMAC provide for the opportunity for public comment and for a public hearing if the Department Secretary determines there is significant public interest.

The 20.2.72 NMAC significant modification application was received by the Bureau on December 23, 2021 and was ruled complete on January 21, 2022. The Public Notice was published on January 27, 2022, with the comment period ending on February 26, 2022. The second 30-day comment period started April 21, 2022. A comment letter concerning the draft permit was received by the Bureau from Concerned Citizens for Nuclear Safety and co-signed by four (4) other organizations on May 23, 2022. The comment letter expressed a variety of concerns which included: 1) request for a public hearing; 2) concerns regarding the public notice process and environmental justice issues, particularly the Public Service Announcements (PSAs) broadcast on radio and the NMED Public Information Policy (PIP) documents; 3) a request that beryllium emissions to the atmosphere have an emission limit of zero (0) in the permit; 4) concerns that the draft permit did not include the make, model, and serial number of the equipment; 5) a request that the Department conduct air dispersion modeling for beryllium; 6) concerns regarding emissions of Hazardous Air Pollutants (HAPs) at the facility; and 7) concerns regarding the HEPA filtration system used to control the emissions of beryllium to the atmosphere. A copy of the second set of public comments is attached. If a hearing is approved, the anticipated date for the public hearing is September 2022.

Based on these comments and "significant public interest," the Bureau is recommending that a public hearing be held on the air permit application.

I concur

 Digitally signed by James Kenney  
Date: 2022.07.13 14:27:19 -0600

James C. Kenney  
Cabinet Secretary

I do not concur

James C. Kenney  
Cabinet Secretary