April 27, 2018

RE: NOTICE OF EXTENSION FOR CLASS 2 PERMIT MODIFICATION DECISION CLARIFICATION OF TRU MIXED WASTE DISPOSAL VOLUME REPORTING WASTE ISOLATION PILOT PLANT EPA I.D. NUMBER NM4890139088

Dear Messrs. Shrader and Covert:

On February 2, 2018, the New Mexico Environment Department ("NMED") received the Department of Energy’s ("DOE") and Nuclear Waste Partnership’s ("NWP") (collectively, the "Permittees") January 31, 2018 Request for a Class 2 Permit Modification ("Modification") to the Waste Isolation Pilot Plant ("WIPP") Hazardous Waste Facility Permit ("Permit"). The Modification is entitled “Clarification of TRU Mixed Waste Disposal Volume Reporting.”

Pursuant to 20.4.1.900 NMAC (incorporating 40 CFR §270.42(b)(6)), NMED must take specific action on a modification request by no later than ninety (90) days after receipt of the request. In this instance, the date would be May 3, 2018. Pursuant to 20.4.1.900 NMAC (incorporating §270.42(b)(6)(i)(E)), a thirty-day extension may be authorized. By this letter, I am notifying you as the Permittees that NMED will be utilizing a 30-day extension to make a decision on the Modification, which will now occur no later than June 1, 2018.
If you have any question regarding this matter, please contact Ricardo Maestas of my staff at (505) 476-6050.

Sincerely,

John E. Kieling
Chief
Hazardous Waste Bureau

cc: R. Maestas, NMED HWB
    D. Biswell, NMED HWB
    H. Tellez, NMED HWB
    M. McLean, NMED HWB
    S. Lucas-Kamat, NMED DOEOB
    M. Brown, DOE CBFO
    R. Chavez, NWP URS RES
    L. King, EPA Region 6
    T. Peake, EPA ORIA
    File: WIPP ‘18