



Michelle Lujan Grisham
Governor

Howie C. Morales
Lt. Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6313
Phone (505) 476-6000 Fax (505) 476-6030
www.env.nm.gov



**EMID-701047
Rec'd 092320**

James C. Kenney
Cabinet Secretary

Jennifer J. Pruett
Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

September 22, 2020

Adrienne Nash
STP Project Manager
National Nuclear Security Administration
Los Alamos Field Office
3747 West Jemez Road, MS A316
Los Alamos, NM 87544

Anthony Stone
STP Project Manager
Environmental Management
Los Alamos Field Office
P.O. Box 1663, MS 984
Los Alamos, NM 87545

**RE: APPROVAL
SITE TREATMENT PLAN
FISCAL YEAR 2019 ANNUAL UPDATE AND PROPOSED REVISION 30.0
FEDERAL FACILITY COMPLIANCE ORDER
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890010515
HWB-LANL-20-030**

Dear Ms. Nash and Mr. Stone:

The New Mexico Environment Department (NMED) has received the U.S. Department of Energy (DOE), Newport News Nuclear BWXT-Los Alamos, LLC (N3B), and Triad National Security, LLC (Triad), collectively referred to as the Respondents, *Submittal of the Site Treatment Plan, Fiscal Year 2019 Annual Update and Proposed Revision 30.0, Federal Facility Compliance Order, October 4, 1995* (2019 Update and Revision 30.0) dated and received June 25, 2020, and referenced by N3B-2020-0194.

The public notice for the 2019 Update and Revision 30.0 was issued on August 19, 2020. The 30-day public comment period ended on September 18, 2020. NMED received one comment during the comment period. NMED’s response to the public comment is provided in Attachment 1. NMED hereby approves the 2019 Site Treatment Plan Update and Revision 30.0.

Section VII of the Federal Facility Compliance Order requires that the Respondents submit annual update for the Site Treatment Plan to NMED on or before March 31 of each year. The Site Treatment Plan Update for Fiscal Year 2020, and Proposed Revision

31.0 is due to NMED by **March 31, 2021**.

Should you have any questions or comments regarding this letter, please contact Ms. Siona Briley at (505) 476-6049.

Sincerely,

**Kevin
Pierard** Digitally signed
by Kevin Pierard
Date: 2020.09.22
18:23:01 -06'00'

Kevin M. Pierard, Chief
Hazardous Waste Bureau

Attachment 1: Response to Public Comment

cc:

N. Dhawan, NMED HWB
S. Briley, NMED HWB
M. Schatz, NMED HWB
L. King, EPA Region 6
A. Millensted, Triad
J. von Rohr, N3B
E. Martinez, Triad
S. Story-Hughes, Triad
P. Maestas, N3B
W. Alexander, N3B
emla.docs@em.doe.gov
lasomailbox@nnsa.doe.gov
epc-correspondence@lanl.gov

File: 2020 LANL, Approval 2019 Annual Update and Proposed Revision 30.0
LANL-20-030

Attachment 1: Response to Public Comment

Comment No.	Comment	NMED Response	Change to STP?
1	<p>Regarding Public Notice No.20-04 “Intent to Approve Proposed Revision 30.0” your notice is nearly unintelligible with all of its abbreviations and acronyms, though it really doesn’t matter as I have little to no trust that whatever you are up to is in the interest of safety to the public. The fact that the NNSA plans to spend 13 billion more dollars in a massive new plutonium pit factory shows me how skewed priorities are away from concern for the public. It is obscene and immoral that trillions are spend on weaponry when COVID has left so many Americans unemployed, homeless, hungry and without healthcare. LANL should be working on a vaccine for COVID, not on more bombs and creating more radioactive waste.</p>	<p>In the future, NMED will try to reduce the use of acronyms to make public notices easier to follow. NMED would like to clarify that the public notice is applicable to the Site Treatment Plan for mixed waste disposal which means that it contains hazardous and radioactive waste. The Hazardous Waste Bureau only has regulatory authority over the hazardous component of the waste. The radionuclide portion is managed by the Department of Energy (DOE) pursuant to the Atomic Energy Act of 1954. DOE’s proposed plutonium production is not under NMED’s jurisdiction.</p>	<p>Comment noted. No changes were made to the STP.</p>