


EP2011-5037

ERID-111688



## IRM-RMMSO

# Official Correspondence Form

Name:	U1100120													
Title:	Denial - Extension Request for Submittal of the Investigation/Remediation Report Material Disposal Area (MDA) A Solid Waste Management Unit 21-014, TA-21													
Date Received:	1/25/2011													
Addressee Name:	Michael J. Graham, ADEP													
Originator:	James Bearzi, NMED Santa Fe													
Action Item Description:														
Action Due Date:														
Responsible for Action:	Search <input type="text"/> 													
Responsible Office:	ADEP													
Distribution:	<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;">Michael Graham</td> <td style="width: 50%; border: none;">Deborah K. Woitte</td> </tr> <tr> <td style="border: none;">Michael R. Anastasio</td> <td style="border: none;">Kristine Smeltz</td> </tr> <tr> <td style="border: none;">Isaac RichardsonIII</td> <td style="border: none;">Phoebe K. Suina</td> </tr> <tr> <td style="border: none;">Richard Marquez</td> <td style="border: none;">Anthony R. Grieggs</td> </tr> <tr> <td style="border: none;">Mike Mallory</td> <td style="border: none;">Tina Sandoval</td> </tr> <tr> <td style="border: none;">James Cantwell</td> <td style="border: none;">Scotty Jones</td> </tr> </table>		Michael Graham	Deborah K. Woitte	Michael R. Anastasio	Kristine Smeltz	Isaac RichardsonIII	Phoebe K. Suina	Richard Marquez	Anthony R. Grieggs	Mike Mallory	Tina Sandoval	James Cantwell	Scotty Jones
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U1100120



IRM RMMSO Record Copy





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ENVIRONMENT DEPARTMENT



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Secretary

RAJ SOLOMON, P.E.  
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

January 25, 2011

George J. Rael  
Assistant Manager  
Los Alamos Site Office  
U.S. Department of Energy  
3747 West Jemez Road, Mail Stop A316  
Los Alamos, NM 87544

Michael J. Graham  
Associate Director Environmental Programs  
Los Alamos National Security, LLC  
P.O. Box 1663, MS M991  
Los Alamos, NM 87545

**RE: DENIAL  
EXTENSION REQUEST FOR SUBMITTAL OF THE  
INVESTIGATION/REMEDIATION REPORT  
MATERIAL DISPOSAL AREA (MDA) A  
SOLID WASTE MANAGEMENT UNIT 21-014, TECHNICAL AREA 21  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID No: NM0890010515  
HWB-LANL-09-028**

Dear Messrs. Rael and Graham:

The New Mexico Environment Department (NMED) has received the United States Department of Energy and the Los Alamos National Security, LLC (collectively, the Permittees) *Request for Extension of Date for Submittal of the Material Disposal Area A Investigation/Remediation Report* (Request), received on January 12, 2011 and referenced by EP2010-0539. The Request cites numerous reasons for delaying the completion of the required work, including the planned reuse of equipment currently in use at Material Disposal Area (MDA) B. Removal activities are in currently in progress at MDA B with an anticipated completion date for the field activities of June 2011. This completion date is approximately one year after the Permittees' previously anticipated waste removal completion date and over five years after NMED's approval of a work plan similar to the work plan for investigation and remediation of MDA A. As stated in the Request, the MDA A Investigation-Remediation Work Plan was approved in November 2009. Subsequent to the approval, the Permittees began field activities at MDA B

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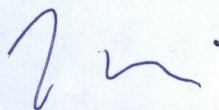
and, as also stated in the Request, the Permittees have experienced delays during waste removal due to unanticipated landfill contents. The Permittees state that they have gained valuable knowledge that will be useful in the implementation of the removal actions at MDA A. Such knowledge also could result in the removal activities proceeding more rapidly than projected. Because the removal of waste at MDA B is not yet complete, there is no way for the Permittees to know at this time whether the MDA B waste removal activities will be completed ahead or behind schedule. This makes the timing of the availability of the equipment for MDA A currently employed at MDA B uncertain.

In addition, Permittees state that the evaluation of the Plutonium Tanks at MDA A is not yet complete and future actions might proceed at an unanticipated pace, which could result in either an accelerated or delayed completion date for removal of the tanks.

Due to the large number of uncertainties remaining related to the contemplated work at MDA A, NMED cannot determine whether or not good cause presently exists for this extension request. NMED therefore must deny the Permittees' extension request at this time. It is likely that many of the uncertainties identified in the request will be resolved over the next year, which will allow the Permittees to better assess the need for, and provide tighter constraints on, a time extension for the submittal of the MDA A Investigation/Remediation Report.

Please contact Dave Cobrain of my staff at (505) 476-6055 if you have questions.

Sincerely,



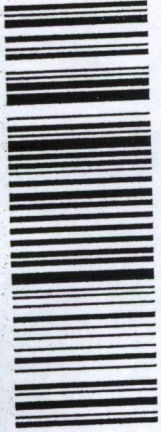
James Bearzi  
Chief  
Hazardous Waste Bureau

cc: J. Kieling, NMED HWB  
D. Cobrain, NMED HWB  
N. Dhawan, NMED HWB  
B. Wear, NMED HWB  
S. Yanicak, NMED DOE OB, MS M894  
T. Skibitski, NMED DOE OB  
L. King, EPA 6PD-N  
D. Rhodes, DOE LASO, MS A316  
E. Worth, DOE LASO, MS A316  
V. George, EP-CAP, MS M991  
P. Huber, EP MS C349

File: Reading and LANL/TA-21, SWMU 21-014, MDA A, 2011



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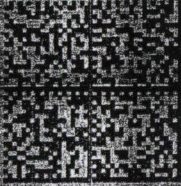
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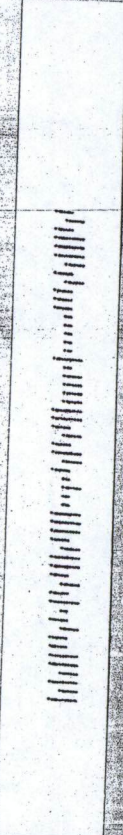
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NAME *Deevey Martyn*  
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DATE *1-25-11*

Michael J. Graham, Associate Director  
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