



**NEW MEXICO  
ENVIRONMENT DEPARTMENT**

ERID-524130



***Hazardous Waste Bureau***

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Governor

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Director  
Environmental Health Division  
EP2014-5011

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

January 3, 2014

Peter Maggiore  
Assistant Manager  
U.S. Department of Energy  
National Nuclear Security Administration  
Los Alamos Site Office  
3747 West Jemez Rd, MS A316  
Los Alamos, NM 87544

Jeffrey D. Mousseau  
Associate Director Environmental Programs  
Los Alamos National Security, L.L.C.  
P.O. Box 1663, MS M991  
Los Alamos, NM 87545

**RE: FORCE MAJEURE – FLOOD EVENTS OF SEPTEMBER 2013  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID#NM0890018  
HWB-LANL-MISC**

Dear Messrs. Maggiore and Mousseau:

The New Mexico Environment Department (NMED) has received the United States Department of Energy (DOE) and the Los Alamos National Security L.L.C.'s (LANS) (collectively, the Permittees) *Notification of Force Majeure – Flood Event of September 2013* (Notification), dated September 25, 2013 and referenced by EP2013-0229. In accordance with Section III.H.3 of the March 1, 2005 Compliance Order on Consent (Consent Order), the Permittees provided an email notification to NMED on September 16, 2013.

The Permittees state in the Notification that during the week of September 10, 2013, rainfall totals in some areas of the Laboratory exceeded 7-inches. These storms included record runoff, flooding, and erosion. The Permittees estimate that 75% of canyon access roads are damaged and impassable to vehicles. Assessments of damage to infrastructure and equipment are ongoing.

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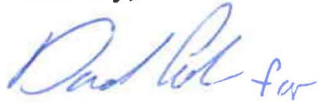
Messrs. Maggiore and Mousseau  
January 3, 2014  
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The Permittees anticipate significant delays in the completion of the scope of work for the Sandia Canyon grade-control structure (SCGS) project. Extensive repairs, regrading, and replanting will be required.

This correspondence constitutes written notice of NMED's agreement under Section III.H.3 of the Consent Order that a force majeure event has occurred. NMED agrees that the Permittees did not complete the SCGS on schedule. The Permittees submitted the SCGS completion report on December 19, 2013.

Please contact Ben Wear at (505) 476-6041 if you have questions.

Sincerely,



John E. Kieling  
Chief  
Hazardous Waste Bureau

cc: T. Blaine, NMED EHD  
D. Cobrain, NMED HWB  
N. Dhawan, NMED HWB  
B. Wear, NMED HWB  
T. Skibitski, NMED DOE OB  
S. Yanicak, NMED DOE OB, MS M894  
L. King, EPA 6PD-N  
J. McCann, EP-CAP, MS A992  
A. Russell, DOE-NA-00-LA

File: Reading and LANL 2014 – Misc, Sandia Canyon Grade-Control Structure

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