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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

December 30, 2016

Doug Hintze, Manager
U.S. Department of Energy
Environmental Management
Los Alamos Field Office
3747 West Jemez Road, MS M984
Los Alamos, NM 87544

Michael T. Brandt, Associate Director
Environmental Remediation Program
Los Alamos National Laboratory
P.O. Box 1663, MS K491
Los Alamos, NM 87545

**RE: APPROVAL
INSPECTION AND MAINTENANCE OF EROSION CONTROLS IN
DRAINAGES TO THE 90S LINE POND AT TECHNICAL AREA 16
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890010515
HWB-LANL-16-058**

Dear Messrs. Hintze and Brandt:

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) *Inspection and Maintenance of Erosion Controls in Drainages to the 90s Line Pond at Technical Area* (Report), dated November 16, 2016, and referenced by ADEM-16-5326 and LA-UR-16-28853.

NMED's December 31, 2008 letter directed the Permittees to conduct annual inspections and submit the proof of maintenance of erosion controls in the drainages to 90s Line Pond every year by November 30th 2016. The Permittees state that inspections have been conducted from 2009 to 2016 and no evidence of erosion has been observed in the drainages and all controls are currently in good working order.

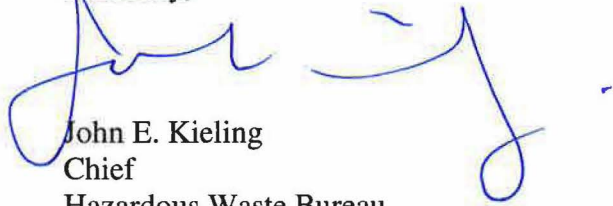
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During the phone conference on December 21, 2016, the Permittees noted that there was a typographical error in the Report (i.e., the use of biannual instead of biennial). The Permittees clarified that they are requesting a reduction in frequency of submission of reports from annual to biennial. During the phone conference, the Permittees also indicated that they intend to continue annual inspections, but would submit reports every two years (biennially) and notify NMED if impacts to the erosional controls are observed during inspections after a significant storm event.

NMED has reviewed the Report, and the previous inspection reports dating back to 2009 that appear to support the Permittees' request to reduce the frequency of submissions. The Permittees also request to change the submission date from November 30th to December 31st to allow for inspections to be conducted after significant late season storm events.

NMED hereby approves the Permittees' request to reduce the frequency of submissions from annually to biennially and the submission date is changed to December 31st. Should you have any questions or comments, please contact Siona Briley at 476-6049.

Sincerely,



John E. Kieling
Chief
Hazardous Waste Bureau

cc: N. Dhawan, NMED HWB
S. Briley, NMED HWB
S. LucasKamat, NMED-DOE-OB
L. King, EPA 6PD-N
D. Rhodes, DOE-EM-LA
S. Veenis, ADEM ER
S. Martinez, OIO-DO (E-File)

File: 2016 Reading and LANL, Inspection and Maintenance Report, 90s Line Pond at TA-16

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