



SUSANA MARTINEZ
Governor
JOHN A. SANCHEZ
Lieutenant Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**

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



BUTCH TONGATE
Cabinet Secretary
JC BORREGO
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

September 14, 2018

Mr. Patrick Padilla
Environmental Protection Division
Environmental Compliance Programs
ENV-CP
PO Box 1663, K490
Los Alamos, New Mexico 87545

Emergency Permit #18-001

**SUBJECT: EMERGENCY AUTHORIZATION TO DESTROY UNSTABLE
HAZARDOUS WASTE
LOS ALAMOS NATIONAL LABORATORY, EPA ID# NM0890010515**

Dear Mr. Padilla,

The New Mexico Environment Department ("NMED") hereby authorizes Los Alamos National Laboratory ("LANL") Emergency Response team to destroy unstable hazardous waste that LANL has determined poses an imminent and substantial health and safety risk. The waste covered by this authorization was identified by e-mail from LANL on September 14, 2018. The waste consists of two 50 milliliter containers of unstable High Explosive crystalized material. The unstable chemical was found in a lab in Technical Area-35, Building 85.

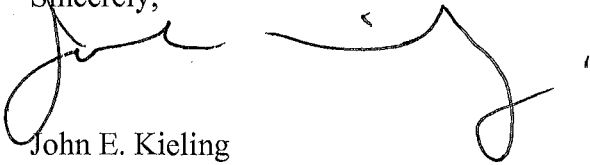
LANL's Emergency Response personnel have determined the safest and most appropriate method for treatment is by detonation. NMED is authorizing the treatment of this unstable hazardous waste in accordance with 20.4.1.900 NMAC.

Emergency destruction of waste materials is allowed when performed in accordance with 20.4.1.900 NMAC, incorporating 40 CFR § 270.1(c)(3), under an emergency permit issued by NMED in accordance with 20.4.1.900 NMAC incorporating 40 CFR § 270.61. While operating under this authorization, LANL must take all necessary safety precautions and comply with all applicable requirements of 40 CFR § 264, subparts C and D in accordance with 20.4.1.500 NMAC incorporating 40 CFR § 264.1(g)(8)(ii). This authorization is valid only through 5:00 p.m., September 21, 2018.

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LANL must properly dispose of any hazardous residues that remain after the destruction. LANL must also submit a report to NMED detailing the specific activities conducted to render this waste inert under this emergency permit within five days after the emergency activity was completed, or no later than September 26, 2018.

Sincerely,

A handwritten signature in black ink, appearing to read 'John E. Kieling', with a long horizontal flourish extending to the right.

John E. Kieling
Chief
Hazardous Waste Bureau

JEK:jk

cc: David Cobrain, NMED HWB
Neelam Dhawan, NMED HWB
Janine Kraemer, NMED HWB
Patrick Padilla, LANL, plpadilla@lanl.gov

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