



ESHID-603584

Environmental Protection and Compliance

Los Alamos National Laboratory

PO Box 1663, K491

Los Alamos, NM 87545

(505) 667-2211

Date: **MAY 28 2020**

Symbol: EPC-DO: 20-163

LA-UR: 20-23783

Locates Action No.: N/A

Mr. Kevin Pierard, Chief
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505

Subject: Affidavits Concerning Hazardous Waste Management Activities in Calendar Year 2019 for Triad National Security LLC, Calculation of Annual Fees, Los Alamos National Laboratory (LANL) EPA ID #NM0890010515

Dear Mr. Pierard:

This letter transmits the enclosed affidavits for Los Alamos National Laboratory (LANL) permitted and interim status hazardous waste management units owned and operated by the U.S. Department of Energy, National Nuclear Security Administration (DOE-NNSA) and Triad National Security, LLC (Permittees) under the Hazardous Waste Facility Permit, EPA ID# NM0890010515. The specific permitted sites identified below were not used in calendar year 2019 (January 1, 2019 through December 31, 2019). Per Section 211 of the Hazardous Waste Permit and Corrective Action Fees ("Fee Regulations"), Title 20, Chapter 4, Part 2 of the New Mexico Administrative Code (20.4.2.211 NMAC) this notification provided to the Hazardous Waste Bureau of the New Mexico Environment Department (NMED-HWB) supports a waiver of the annual fee for units that were not used in calendar year 2019.

On March 11, 2020, Governor Michelle Lujan Grisham issued the Executive Order 2020-004 declaring a public health emergency due to COVID-19. On March 23, 2020, a Public Health Order ("Order") issued by the New Mexico Department of Health detailing the requirements for essential and nonessential businesses. Per this Order, essential businesses "...may remain open provided they minimize their operations and staff to the greatest extent possible." Order, page 4. LANL, which falls under the category of essential businesses in the Order, has required effective March 24, 2020 that all LANL employees telecommute aside from key staff who remain on site. Therefore, at this time, due to health and safety concerns surrounding COVID-19 and New Mexico's Executive Order and Public Health Order, the Permittees cannot fully execute the enclosed affidavits and submit

original, signed, and notarized affidavits. However, to support the waiver under the Fee Regulations, Permittees have determined to submit the enclosed affidavits. These affidavits have been reviewed and when possible, electronically signed by the responsible individual(s) and verified to be true, accurate, and complete.

The following list of permitted and interim status units did not manage hazardous waste in calendar year 2019:

- Technical Area (TA) 14-23, Burn Cage
- TA-14-23, Open Detonation Unit
- TA-16-399, Burn Tray
- TA-36-08, Open Detonation Unit
- TA-39-6, Open Detonation Unit
- TA-39-57, Open Detonation Unit
- TA-50-69
- TA-54-38, West, Indoor Container Storage Unit
- TA-54-38, West, Outdoor Container Storage Unit
- TA-55, PF-4 Basement, Vault Container Storage Unit
- TA-55, Building PF-4 – B05, Container Storage Unit
- TA-55, Building PF-4 – B13, Container Storage Unit
- TA-55, Building PF-4 –G12, Container Storage Unit
- TA-03-0029-9030, Container Storage Unit

We respectfully appreciate your understanding of this matter, and will provide NMED-HWB the original, signed and notarized affidavits as soon as practicable.

Please contact Patrick L. Padilla at (505) 412-0462 or plpadilla@lanl.gov if additional information would be helpful.

Sincerely,

Jennifer E. Payne

Jennifer E. Payne
Division Leader
Environmental Protection and Compliance Division
Triad National Security, LLC
Los Alamos National Laboratory

JEP/PLP/CLJ:cs

Enclosure: 1) Affidavits Concerning Hazardous Waste Management Activities in Calendar Year 2019, EPA ID #NM0890010515

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Enclosure 1

**Affidavits Concerning Hazardous Waste Management
Activities in Calendar Year 2019, EPA ID NM0890010515**

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