



BILL RICHARDSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

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RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

December 27, 2005

SUBJECT: PROPOSED CHANGES TO THE SCHEDULE IN THE LOS ALAMOS NATIONAL LABORATORY COMPLIANCE ORDER ON CONSENT

Dear Interested Citizen:

Enclosed is a Public Notice regarding the proposed changes to the schedule in the Compliance Order on Consent between the New Mexico Environment Department, the US Department of Energy, and the Regents of the University of California. The DOE is an agency of the federal government, and is the owner of Los Alamos National Laboratory (LANL). University of California is the operator of LANL pursuant to a contract with DOE and are located at the following addresses: DOE, National Nuclear Security Administration, Los Alamos Site Office, 528, 35th Street, Los Alamos, NM 87544; and LANL/UC, P. O. Box 1663, Los Alamos, New Mexico, 87545.

The enclosed Public Notice provides locations where the documents, including the Consent Order, the proposed schedule, and the Public Notice can be reviewed, and procedures for submitting comments. In addition, a public informational meeting will be held in Pojoaque, New Mexico, from **6:00 p.m. to 8:00 p.m.**, at the **Cities of Gold Hotel** at 10-A Cities of Gold Road, on **Tuesday, January 10, 2006**. Comments will be received through **5:00 p.m., February 27 2006**.

Any person seeking additional information regarding this notice may contact:

Mr. John E. Kieling, Program Manager
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
RE: Order on Consent - Proposed Schedule Changes

E-mail: john.kieling@state.nm.us
Telephone: (505) 428-2500
Fax: (505) 428-2567

Sincerely,

John E. Kieling
Program Manager
Permits Management Program
Hazardous Waste Bureau



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PUBLIC NOTICE NO. 05-20

**NOTICE OF PROPOSED CHANGES TO THE SCHEDULE
TO THE COMPLIANCE ORDER ON CONSENT FOR
LOS ALAMOS NATIONAL LABORATORY, LOS ALAMOS, NEW MEXICO
EPA ID NO. NM0890010515
DECEMBER 27, 2005**

The New Mexico Environment Department (NMED) is today releasing for public review and comment the proposed changes to the schedule in the March 1, 2005 Compliance Order (Order) on Consent for Los Alamos National Laboratory (LANL). The changes made to the schedule reflect extensions to submittal dates granted by NMED in response to requests from LANL and automatic time extension related to additional review time required by NMED in accordance with Section III.M.2 of the Order. NMED invites the public to comment on changes made to the Order, Tables XII-1 – Closure Milestone Schedule, Table XII-2 Schedule of Deliverables by Watershed, and Table XII-3 Schedule Deliverables by Calendar Year.

The Order requires the Department of Energy (DOE) and the Regents of the University of California (UC; or its successor) to conduct a laboratory-wide investigation and cleanup of contamination at LANL pursuant to schedules set forth in the Order. LANL covers approximately 40 square miles of federal land located on the Pajarito Plateau in Los Alamos County in north-central New Mexico, approximately 60 miles north-northeast of Albuquerque and 25 miles northwest of Santa Fe.

LANL is a research facility under the administration of the DOE and is operated by the UC. LANL is the site of research and development of the first atomic bomb. It has been in operation since the early 1940's. Throughout its history, LANL has conducted experimental research on the production of nuclear weapons and explosive materials, among other things. As a result of the research, LANL has generated and disposed of a variety of hazardous, radioactive and solid wastes on-site. Disposal activities at LANL started in the early 1940's and some continue to the present day. Hazardous and solid wastes that have been handled and disposed of at LANL include chlorinated and non-chlorinated solvents, high explosives, metals, polychlorinated biphenyls (PCB's), pesticides, perchlorate, nitrates and radionuclides.

Availability of Information on the Proposed Changes to the Order: The documents that comprise this action consist of the March 1, 2005 Compliance Order on Consent; the proposed Tables XII-1, XII-2, and XII-3 indicating the changes of the dates; and this Public Notice. These documents can be reviewed on the NMED website at <http://www.nmenv.state.nm.us/hwb/lanlperm.html> under Order on Consent - Proposed Schedule Changes and at the following location:

NMED – Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building. 1
Santa Fe, New Mexico 87505-6303
(505) 428-2500
Monday – Friday from 8:00 a.m. to 5:00 p.m.

To obtain a copy of any of these records or a portion thereof, please contact the NMED Hazardous Waste Bureau at the address or phone given above. NMED will provide copies, or portions thereof, of the administrative record at a cost to the requestor.

Public Participation: The sixty (60) day public comment period on the proposed changes to the Order begins **December 27, 2005**, and ends **Monday, February 27, 2006**. For comments to be considered, written and electronic mail (e-mail) comments, along with the commentor's name and address, must be received no later than **February 27, 2006, at 5:00 p.m.** at the following address:

John E. Kieling, Program Manager
NMED – Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Or via e-mail: john.kieling@state.nm.us
RE: Order on Consent - Proposed Schedule Changes

In addition, a public informational meeting will be held in Pojoaque, New Mexico, from **6:00 p.m. to 8:00 p.m.**, at the **Cities of Gold Hotel** at 10-A Cities of Gold Road, on **Tuesday, January 10, 2006**. The meeting will provide information regarding the proposed changes to the schedules in the Order. The public will be afforded the opportunity to ask questions about the proposed schedule changes, and will be able to submit written comments at that time. For additional information, please contact the Hazardous Waste Bureau at (505) 428-2500.

Arrangement for Persons with Disabilities: Any person with a disability requiring assistance or auxiliary aid to participate in this process should contact Judy Bentley at the following address: New Mexico Environment Department, Room N-4030, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, New Mexico 87502-6110, (505) 827-2844. TDD or TDY users please access Judy Bentley's number via the New Mexico Relay Network. Albuquerque users may access Ms. Bentley's number at (505) 275-7333.