June 22, 2018

RE: NOTICE OF ADMINISTRATIVE COMPLETENESS OF CLASS 3 PERMIT MODIFICATION CLARIFICATION OF TRU MIXED WASTE DISPOSAL VOLUME REPORTING WASTE ISOLATION PILOT PLANT EPA I.D. NUMBER NM4890139088

Dear Messrs. Shrader and Covert:

On February 2, 2018, the New Mexico Environment Department ("NMED") received the Department of Energy’s ("DOE") and Nuclear Waste Partnership’s ("NWP") (collectively, the "Permittees") Class 2 Permit Modification Request ("Request") Clarification of TRU Mixed Waste Disposal Volume Reporting, dated January 31, 2018. After a thorough review of the Request and the submitted public comments, NMED made a final decision to elevate the Class 2 Request to follow the procedures for Class 3 modification in accordance with 40 CFR 270.42(b)(6)(i)(C) on June 1, 2018.

The Class 3 modification is currently being processed by NMED in accordance with the requirements specified in 20.4.1.900 NMAC (incorporating 40 CFR §270.42(c)), and NMED has determined that the Class 3 modification is administratively complete. The results of a technical review will be addressed under separate cover.

The New Mexico Hazardous Waste Fee Regulations require the assessment of fees when administrative review of a document is complete, as specified in 20.4.2.301 NMAC. NMED will issue a fee invoice under separate cover, as well.
If you have any questions regarding this letter, please contact Ricardo Maestas of my staff at (505) 476-6050.

Sincerely,

John E. Kieling
Chief
Hazardous Waste Bureau

cc: R. Maestas, NMED HWB
    D. Biswell, NMED HWB
    M. McLean, NMED HWB
    H. Tellez, NMED HWB
    M. Brown, DOE CBFO
    A. Stone, DOE CBFO
    R. Chavez, NWP
File: WIPP ‘18