



Department of Energy
Carlsbad Field Office
P. O. Box 3090
Carlsbad, New Mexico 88221

OCT 09 2019

Mr. John E. Kieling, Chief
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505-6303

Subject: Request for a 60-Day Extension of Time for Submittal of Documentation Associated with Closure of Panels 3, 4, 5, and 6 at the Waste Isolation Pilot Plant, Hazardous Waste Facility Permit Number NM4890139088-TSDF

Dear Mr. Kieling:

The purpose of this letter is to request an extension of time for the submittal of documentation to the New Mexico Environment Department associated with the closure of Panels 3, 4, 5, and 6.

Permit Part 6, Section 6.7., Certification of Closure, requires that within 60 calendar days of completion of closure of each underground Hazardous Waste Disposal Unit (HWDU), the Permittees shall certify in writing to the Secretary of the NMED that the underground HWDUs have been closed as specified in Permit Attachment G, Closure Plan. Permit Attachment G, Section G-2a, Certification of Closure, also states that the certification must be signed by the Permittees and by an independent New Mexico registered professional engineer. The closures for Panels 3, 4, 5, and 6 were installed in the north-south mains (E-300, E-140, W-30 and W-170) between S-2750 and S-2520 drifts in accordance with Permit Attachment G, Section G-1e(1). These panel closures were installed on August 22, 2019. Therefore, the certification of closure is due to the NMED on or before October 21, 2019.

Permit Part 6, Section 6.8., Survey Plat, requires that no later than submission of the certification of closure described above, the Permittees shall submit a survey plat detailing the location and dimension of each underground HWDU with respect to permanently surveyed benchmarks, as required by 20.4.1.500 New Mexico Administrative Code (incorporating 40 Code of Federal Regulations §264.116). Permit Attachment G, Section G-2b, Survey Plat, states that the plat must be prepared and certified by a professional land surveyor and will contain a prominently displayed note that states the Permittees' obligation to restrict disturbance of the HWDU. Additionally, the land records in the Eddy County Courthouse, Carlsbad, New Mexico, must be updated through filing of the final survey plats. The survey plats are due to the NMED by October 21, 2019, and no later than the submission of the certification of closure.

The Permittees request a 60-day extension to the due dates for submission of both the closure certification and the survey plat associated with the closure of the panels for the following reasons:

- It has taken more time than anticipated for the Permittees to acquire the services of an independent New Mexico registered professional engineer to perform the closure certifications.

Mr.Kieling

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- The closure of Panels 3, 4, 5, and 6 represents the Permittees' first completion of panel closure in accordance with Permit Attachment G, Closure Plan. The Permittees would like to ensure that the requirements of the Permit and NMAC are accurately adhered to.

Approval of this request would extend the due date for submittal of the closure documentation to December 20, 2019. This request is being made pursuant to the Permit Part 1, Section 1.10.3., Extension of Time. Your timely response to this letter is appreciated.

We certify under penalty of law that this document and all attachments were prepared under our direction or supervision according to a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on our inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of our knowledge and belief, true, accurate, and complete. We are aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

If you have any questions, please contact Mr. Michael R. Brown at (575) 234-7476.

Sincerely,

Signatures on File

Kirk D. Lachman, Acting Manager
Carlsbad Field Office

Sean Dunagan, President and Project Manager
Nuclear Waste Partnership LLC

cc:

R. Maestas, NMED *ED

D. Biswell, NMED ED

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CBFO M&RC

*ED denotes electronic distribution