

ENVIRON

October 15, 2004

Dr. Peter Lee
U.S. NRC Region III
2443 Warrenville Road, Suite 201
Lisle, IL 60532-4351

Subject: **Shut Down Notice**
Breckenridge Disposal Site, St. Louis, Michigan

Dear Dr. Lee:

Thank you for coordinating our meeting with Nuclear Regulatory Commission (NRC) staff on October 14, 2004. *This letter has been prepared in response to the directions given to the Custodial Trust by Mr. Kenneth G. O'Brien on behalf of the NRC.*

As we discussed yesterday, ENVIRON International Corporation (ENVIRON), has encountered conditions at the Site that differ from conditions identified previously and provided for in the NRC approved August 17, 2004 Waste Excavation and Site Restoration Work Plan. *As a result of the unexpected increase in the volume of material that would be sent to Uath*, we have determined that the *Custodial Trust* has insufficient funds to complete the waste excavation work at this time. Accordingly, ENVIRON, on behalf of the *Custodial Trust* is hereby notifying the NRC that we have shut down the operations identified in the Work Plan (e.g. filtercake waste excavation activities). The waste material that has been excavated will be transported for offsite disposal in accordance with the NRC approved Work Plan. The Site will be secured once the currently packaged waste has been removed from the Site.

As per the NRC direction provided at yesterday's meeting, ENVIRON, on behalf of the Custodial Trust will prepare a letter that provides the details of activities performed in implementing the *previously approved* Work Plan and conditions encountered at the Site. ENVIRON will also prepare a *Work Plan that will detail the procedures to be followed* for further characterizing the Site and our re-evaluation of the RESRAD derived concentration guideline levels (DCGLs) for the Site.

If you have any questions, please feel free to contact Mark Travers or me at (312) 853-9430.

Sincerely,



Mark Travers
Principal



David Heidlauf
Senior Manager

- cc. Kenneth G. O'Brien, NRC Region III, Chief, Decommissioning Branch
Bruce Berson, NRC Region III, Regional Counsel
The Custodial Trust
Alan S. Tenenbaum, U.S. Department of Justice
Helena Healy, U.S. Environmental Protection Agency, Headquarters
Gaylene Vasaturo, U.S. Environmental Protection Agency, Region V
James Stropkai, State of Michigan, Department of Attorney General