

February 3, 2005

Mr. Philip M. Mazor, Project Manager
Waste Management, Inc.
700 56th Avenue
Zeeland, MI 49464

SUBJECT: AMENDMENT NO. 3 TO SOURCE MATERIAL LICENSE NO. SUC-1565
CHANGING THE LICENSEE FROM SCA SERVICES TO SC HOLDINGS, INC.
(TAC NO. L52058)

Dear Mr. Mazor:

I am responding to your letter dated August 9, 2004, requesting that the U.S. Nuclear Regulatory Commission (NRC) amend Source Material License No. SUC-1565 to accurately reflect the current corporate ownership of the SCA Services Hartley & Hartley Landfill site. The license was issued to SCA Services in 1995. In 1999, SCA Services merged with SC Holdings, Inc. In the August 9, 2004, letter you requested that the license be amended to change the name of the current site owner (licensee) to SC Holdings, Inc.

This license amendment request meets the conditions that: (I) there is no significant change in the types, or significant increase in the amounts of any effluent that may be released offsite; (II) there is no significant increase in individual or cumulative occupational radiation exposure; (III) there is no significant construction impact; and (IV) there is no significant increase in the potential for, or consequences from radiological accidents. Therefore, in accordance with Title 10 of the *Code of Federal Regulations* Part 51.22(c)(11), neither an environmental assessment nor an environmental impact statement is warranted for this action.

Please note that on October 25, 2004, the NRC terminated public access to Agencywide Documents Access and Management System (ADAMS) and initiated an additional security review of publicly available documents to ensure that potentially sensitive information is removed from the ADAMS database accessible through the NRC's web site. Interested members of the public may obtain copies of the referenced documents for review and/or copying by contacting the Public Document Room pending resumption of public access to ADAMS. The NRC Public Documents Room is located at NRC Headquarters in Rockville MD, and can be contacted at (800) 397-4209.

The name, in Block 1 of the license, has been changed to SC Holdings, Inc. All license conditions shall remain the same. Enclosed is License No. SUB-1565 Amendment No. 3. If you have any questions please contact Mr. David Nelson of my staff at (301) 415-6626.

Sincerely,

/RA/

Daniel M. Gillen, Deputy Director
Division of Waste Management
and Environmental Protection
Office of Nuclear Material Safety
and Safeguards

Docket No.: 040-09022

License No.: SUC-1565

cc: SC Holdings Service List

Enclosure: Amendment No. 3 to License SUB-11565

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DISTRIBUTION:

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OFFICE	DWMEP:PM		DWMEP:SC		DWMEP:DD	
NAME	DNelson		KGruss		DGillen	
DATE	1/25 /05		1/21/05		2/03/05	

OFFICIAL RECORD COPY

SC Holdings Service List:

cc:

SCA

Denise S. Gruben
Manager - Design Construction Section
Project Manager-MDNR Site Remediation
PO Box 30028
Lansing, MI 48909-7948

Philip M. Mazor
Remedial Project Manager
Waste Management, Inc
700 56TH AVENUE
Zeeland, MI 49464

Robert Skowronek
Waste & Hazardous Material Division
Nuclear Department of Environmental Quality
525 West Allegan Street
Lansing, MI 48909-7741

Timothy Bertram
Environmental Response Division
Saginaw Bay District Office
MI Department of Environmental Quality
503 N Euclid Avenue, Suite 1
Bay City, MI 48706

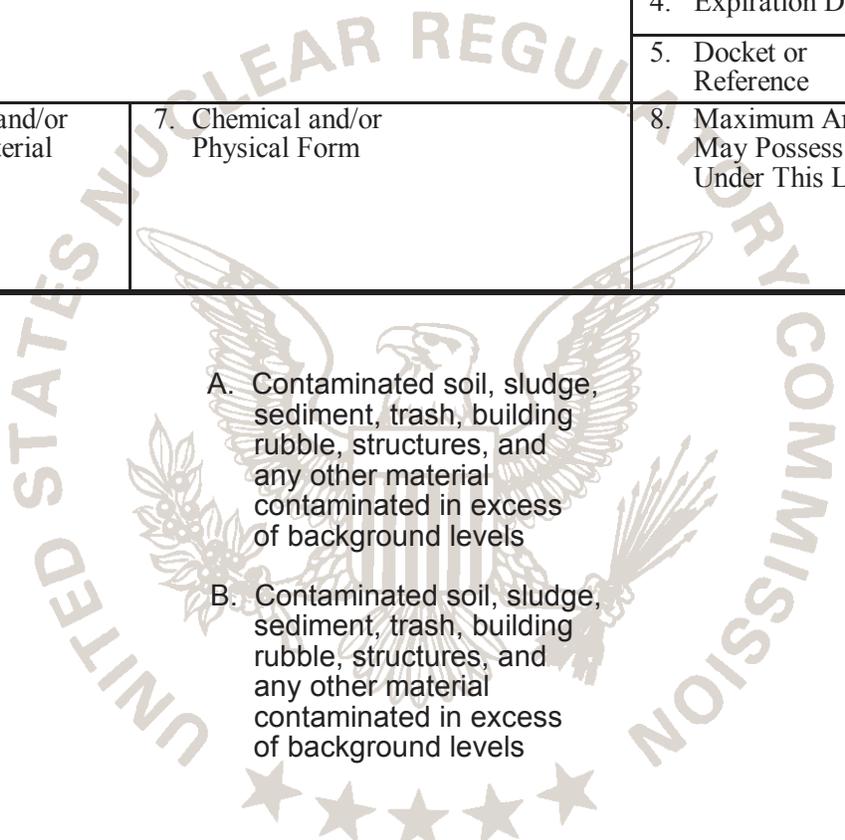
MATERIALS LICENSE

AMENDMENT NO. 3

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and the applicable parts of Title 10, Code of Federal Regulations, Chapter I, Parts 19, 20, 30, 31, 32, 33, 34, 35, 36, 39, 40, 51, 70, and 71, and in reliance on statements and representations heretofore made by the licensee, a licensee is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

Licensee		
1. SC Holdings, Inc.		3. License Number SUC-1565
2. 700 56 th Avenue Zeeland, MI 49464		4. Expiration Date Until terminated
		5. Docket or Reference 040-09022
6. Byproduct, Source, and/or Special Nuclear Material	7. Chemical and/or Physical Form	8. Maximum Amount that Licensee May Possess at Any One Time Under This License

A. Thorium	A. Contaminated soil, sludge, sediment, trash, building rubble, structures, and any other material contaminated in excess of background levels	A. 40 metric tons
B. Uranium	B. Contaminated soil, sludge, sediment, trash, building rubble, structures, and any other material contaminated in excess of background levels	B. 5 metric tons
9. Authorized place of use: Licensed material shall be possessed during site activities leading to the decommissioning of the SCA site.		
10. Authorized use: The existing SCA site, 2370 Two Mil Road, Bay County, MI 48706.		



**MATERIALS LICENSE
SUPPLEMENTARY SHEET**

License Number SUC-1565

Docket or Reference
Number 040-09022

AMENDMENT NO. 3

11. Conditions:

- A. SC Holdings, Inc., shall submit, by license amendment request, no later than September 30, 2003, a Decommissioning Plan for the SCA site, meeting the requirements of 10 CFR 40.42(b)(4). The Decommissioning Plan will include site characterization information necessary to support the Decommissioning Plan and a revised decommissioning funding plan, that includes a revised cost estimate and financial assurance mechanism in accordance with 10 CFR 40.36, for the preferred decommissioning approach.
- B. The Radiation Safety Officer for this license is Philip Mazor.
- C. The licensee shall implement an as low as is reasonably achievable (ALARA) program for effluent control in accordance with the program elements described in NRC Regulatory Guide 8.37.
- D. Except as specifically provided otherwise in this license, SC Holdings, Inc., shall conduct its program in accordance with the statements, representations, and procedures contained in the application dated July 7, 1993, and the Radiation Safety Program contained in the application dated July 7, 1993, and the Radiation Safety Program contained in the Final Health and Safety Plan submitted by letter dated September 28, 1994. The Nuclear Regulatory Commission's regulations shall govern unless the statements, representations and procedures in the licensee's application and Radiation Safety Program are more restrictive than the regulations.

FOR THE U.S. NUCLEAR REGULATORY COMMISSION

/RA/

Date: 02/03/05

Daniel M. Gillen, Deputy Director
Decommissioning Directorate
Division of Waste Management
and Environmental Protection
Office of Nuclear Material Safety
and Safeguards