

JAN 28 1991

Docket No. 040-08976

License No. SMB-1527

Westinghouse Electric Corporation  
ATTN: C. W. Bickerstaff  
Manager, Industrial Hygiene and  
Materials Transportation  
Westinghouse Building  
Gateway Center  
Pittsburgh, Pennsylvania 15222

Gentlemen:

Subject: Fees for License Reviews

During December 1990 we discussed by telephone your request that a portion of the Westinghouse facility at 1 Westinghouse Plaza, Bloomfield, New Jersey be released for unrestricted use. We understand it is your intent to (1) complete the decommissioning and decontamination of that facility, (2) request that the entire facility be released for unrestricted use and (3) request that License No. SMB-1527 be terminated. As you know, such a request is handled as a request to amend the NRC license. Previously such requests were reviewed for the flat fee listed in 10 CFR 170. However, as of July 2, 1990 10 CFR 170.31 was amended to add item 14 which requires that licensing actions and inspections of licenses authorizing decommissioning, decontamination, reclamation or site restoration activities be charged the full NRC cost of such reviews. The cost will be calculated in accordance with the procedures contained in 10 CFR 170 (a copy of revisions enclosed).

The review of your request to release the Bloomsburg facility for unrestricted use will include technical review by NRC staff and confirmatory surveys by an NRC contractor, Oak Ridge Associated Universities (ORAU). The costs of that survey will be billed to Westinghouse by NRC in addition to the charges for NRC staff time.

The process for conducting a contracted confirmatory survey include (1) identification of the need for a contractor survey by the NRC staff, (2) review of relevant documentation (close out survey, etc.) by ORAU, frequently (3) a site visit by ORAU, (4) preparation of a survey plan by ORAU, (5) review, modification (if necessary) and approval of the plan by NRC, (6) execution of the survey, preparation of a draft report, review and comment by NRC, (7) revision and issuance of the report by NRC to the licensee. During the survey phase NRC and the contractor are in especially close contact so that survey findings can be quickly evaluated and the survey effort modified as necessary. The purpose of this independent survey is to assist in the evaluation of whether your survey accurately reflects the condition of the facility and to provide additional documentation that the facility meets current criteria for release for unrestricted use. ORAU has provided a preliminary plan for the Bloomfield site.

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Region I has reviewed the plan and requested revisions by ORAU. Our objective is to obtain a satisfactory confirmatory survey at the lowest possible cost. As we discussed, your willingness to provide the contractor access to the facility and provide such equipment as lifts, etc. should contribute to a reduction in the billed cost.

We will finalize the schedule for the survey of the Bloomsburg facility as soon as we have negotiated an acceptable survey plan.

Your cooperation in this matter is appreciated.

Sincerely,

**Original Signed By:**  
**John D. Kinneman**


John D. Kinneman, Chief  
Nuclear Materials Safety Section B  
Division of Radiation Safety  
and Safeguards

Enclosure:  
Final Revisions to 10 CFR 170 on License  
Fees, dated May 23, 1990 with Enclosure

bcc:  
Region I Docket Room (w/concurrences)  
J. Kinneman, RI  
M. Roberts, RI  
G. Jackson, LFMB  
J. Glenn, NMSS  
M. Lamastra, NMSS  
D. Tiktinsky, NMSS  
C. Haughney, NMSS

  
Kinneman

01/25/91

  
RI:DRSS  
Bellamy

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