

May 2, 2006

Mr. John Wagner, Administrator
Water Quality Division
Wyoming Department of Environmental Quality
122 West 25th Street
Cheyenne, Wyoming 82002

Mr. Rick Chancellor, Administrator
Land Quality Division
Wyoming Department of Environmental Quality
122 West 25th Street
Cheyenne, Wyoming 82002

SUBJECT: DRAFT ENVIRONMENTAL ASSESSMENT RELATED TO THE ISSUANCE OF
A LICENSE AMENDMENT FOR MODIFICATION OF GROUNDWATER
PROTECTION STANDARDS FOR THE EXXONMOBIL HIGHLAND
RECLAMATION PROJECT (TAC LU0120)

Dear Messrs. Wagner and Chancellor:

By letter dated January 16, 2006, ExxonMobil Refining and Supply Company (ExxonMobil) submitted an application to the U.S. Nuclear Regulatory Commission (NRC) staff, requesting an amendment to Source Materials License SUA-1139 for the Highland Reclamation Project (Highland) to modify the groundwater protection standards for chromium, uranium, selenium, and nickel at the point of compliance wells designated in the license. Pursuant to the requirements of 10 CFR Part 51, "Environmental Protection Regulations for Domestic Licensing and Related Regulatory Functions," the staff has prepared a draft Environmental Assessment (EA) of the ExxonMobil request to evaluate the potential environmental impacts of the proposed action (Enclosure). After a review of the potential impacts of the proposed action, the staff concludes that the proposed action will not have a significant impact on public health and safety and the environment and, as such, a Finding of No Significant Impact is appropriate. The NRC staff has previously interacted or consulted with the Wyoming Department of Environmental Quality (WDEQ) on matters of mutual interest related to the Highland site. In the interest of continuing this interaction and consultation with the WDEQ, the staff is requesting that WDEQ review the draft EA and provide any comments within 30 days of the date of this letter. Please note that the draft EA contains pre-decisional information which should not be disclosed without prior NRC permission.

If you have any questions regarding this letter, please contact Myron Fliegel, the Project Manager for the Highland facility, at (301) 415-6629 or by e-mail to MHF1@nrc.gov.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

The enclosure contains sensitive information and is therefore deemed Official Use Only and will not be placed in the Public Document Room nor the Publicly Available Records component of the NRC's Agencywide Documents Access and Management System (ADAMS) document system.

Sincerely,

/RA/

Gary S. Janosko, Chief
Fuel Cycle Facilities Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No.: 40-8102
License No.: SUA-1139

Enclosure: Draft Environmental Assessment

cc: K. Frederick, WDEQ
M. Thiesie, WDEQ
R. Hoy, WDEQ
M. Moxley, WDEQ

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

The enclosure contains sensitive information and is therefore deemed Official Use Only and will not be placed in the Public Document Room nor the Publicly Available Records component of the NRC's Agencywide Documents Access and Management System (ADAMS) document system.

Sincerely,

/RA/

Gary S. Janosko, Chief
Fuel Cycle Facilities Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No.: 40-8102
License No.: SUA-1139

Enclosure: Draft Environmental Assessment

cc: K. Frederick, WDEQ
M. Thiesie, WDEQ
R. Hoy, WDEQ
M. Moxley, WDEQ

DISTRIBUTION:
FCFB r/f JWhitten

ML060970025

| | | | | | |
|-------------|----------|----------|----------|----------|----------|
| OFC | FCFB | FCFB | FCFB | FCFB | FCFB |
| NAME | RWeller | MFliegel | BGarrett | BvonTill | GJanosko |
| DATE | 04/19/06 | 04/20/06 | 04/28/06 | 05/01/06 | 05/02/06 |

OFFICIAL RECORD COPY