

April 28, 2008

Alvin D. Jackson, M.D.
Director
Ohio Department of Health
246 N. High Street
Columbus, OH 43215

SUBJECT: INFORMATION REGARDING THE LICENSE TERMINATION ACTIVITIES AT
THE BATTELLE WEST JEFFERSON SITE

Dear Dr. Jackson:

I am taking this opportunity to inform you of the NRC's planned license termination actions involving the Battelle West Jefferson site. Throughout the last eight years we have worked with your staff in a coordinated effort during the NRC's oversight of Battelle's decommissioning activities.

First, I would like to thank your staff for their consistent support and coordinated effort throughout this process. Secondly, as you may be aware, we consulted with the Ohio Environmental Protection Agency (OEPA) as a result of U.S. Nuclear Regulatory Commission (USNRC) and U.S. Environmental Protection Agency (USEPA) consultation, which was pursuant to a 2002 Memorandum of Understanding between the USEPA and USNRC. Our last correspondence from the OEPA, dated February 19, 2008, requested that we consider further decommissioning actions for the Battelle West Jefferson site prior to terminating the site license.

In response to the Ohio EPA's request, we reviewed our evaluations and technical bases for the decisions to support license termination to ensure that the site meets all USNRC requirements for unrestricted use as described in 10 CFR Part 20.1402. We considered the requests made by the Ohio EPA, and we maintain that the evaluations the NRC performed at the Battelle West Jefferson site were technically sound and were confirmed through independent means. None of the issues raised or identified by the Ohio EPA would change our position relative to the Battelle site meeting all NRC regulatory requirements for unrestricted use and termination of the site license. Therefore, we plan to proceed with the termination of the Battelle West Jefferson site license.

As your organization is the principal point of contact for radioactive materials in the State of Ohio, I look forward to our staff's continued cooperative working relationship during future decommissioning activities in Ohio. Further, if you have any questions or comments regarding

A. Jackson

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our activities and actions at the Battelle West Jefferson site, please feel free to contact me at (630) 829-9800.

Sincerely,

/RA/

Steven A. Reynolds, Director
Division of Nuclear Materials Safety

Docket No. 070-00008
License No. SNM-00007

cc: R. Owen, Ohio Department of Health
C. McCracken, Ohio Department of Health
C. Korleski, Ohio Environmental Protection Agency
C. O'Claire, Ohio Emergency Management Agency

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