

NMSS DECOMMISSIONING DIRECTORATE COMPLEX SITE UPDATES

Heritage Minerals, Inc.

The Region I TAR to DWMEP/PA requesting review of RI DA responses and revision of the Staff DA was completed at the end of December. The final DA resulted in a possible dose of 40 mrem/yr to a suburban resident.

Once the TAR response was in hand, we began concurrently working on the completion of numerous deliverables related to this site:

1. **Item:** *Heritage Inspection Report*
We have been holding open the last site Inspection as a means to transmit the final DA to the licensee. We have assembled:
 - a. Inspection report Cover Letter
 - b. Inspection Report
 - c. Final Dose Assessment
 - d. Staff responses to HMI comments on draft DA

Status: These items are awaiting concurrence from D Gillen, C Gordon, and G Pangburn.

Next step: Upon receiving concurrence, Marie and I will hold a phone exit with E Hovnanian, and will then issue the report (copy to NJDEP, EPA, and Manchester Mayor). [ECD: 1/27/06]
2. **Item:** *Response to NJDEP comments on DA*
This letter separately transmits to NJDEP our responses to their comments.

Status: The letter is awaiting concurrence from D Gillen and G Pangburn.

Next step: Upon receiving concurrence, we will issue the letter. [ECD: 1/27/06]
3. **Item:** *SECY Paper*
With the final dose assessment complete, we were able to begin moving the Commission paper through concurrence. The paper consists of:
 - a. the actual SECY paper
 - b. the Final DA
 - c. the Draft EA
 - d. the draft Termination Letter (also addresses close out of open Enf Action)

Status: The paper has received concurrence through G Pangburn, and is currently with RI OGC.

Next step: The paper will next go to the RA, then to NMSS management. We will address comments as they are received, and await Commission direction. [ECD: 02/06 (MILESTONE FOR SUBMITTAL)]

4. **Item:** *Public Meeting*
If the Commission agrees with the staff proposal to terminate the license, NRC staff will present at a Manchester Twp Council meeting (held the 2nd and 4th Monday of each month). The meeting will be held to inform the community of the site cleanup and license termination. HMI and ENERCON reps will attend. NJDEP has indicated they also will attend and make known their disagreement with the termination.

Status: Pending Commission approval of license termination

Next Step: If the Commission agrees with the staff, notice the meeting and prepare presentation. [ECD: 3/06 (MILESTONE)]

5. **Item:** *Environmental Assessment*

Status: The draft is complete, and has been reviewed by NJDEP. They provided comments and a statement of disagreement with terminating the license. This was noted in the draft included in the SECY paper. The FRNCL and FRN are drafted.

Next Step: If the Commission agrees with the staff, notice the EA in the FR. [ECD: 3/06]

6. **Item:** *License Termination*

Status: The draft terminated license and cover letter are prepared. The cover letter also provides for closeout of an open Enforcement Action for failing to meet the Timeliness Rule in decommissioning. The staff has determined to cite a Level IV violation, and to use discretion.

Next Step: If the Commission agrees with the staff, issue the terminated license upon FRN publication. [ECD: 03/06 (MILESTONE)]

Additional Item of Interest: Marie and I discussed the site and proposed actions with US EPA Region II (P Giardina). EPA acknowledged the staff's position and proposal and had no issues.