



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS
441 G STREET NW
WASHINGTON, D.C. 20314-1000

25 SEP 2008

Post on Docket:
40-8610

CEMP-CE

Mr. Keith McConnell
Deputy Director, Division of Waste Management and Environmental Protection
US Nuclear Regulatory Commission
Mail Stop T-7E18
Washington, DC 20555

SUBJECT: Suspension of Stepan License STC-1333 in regards to Burial Pit 3

Dear Mr. McConnell:

This letter is a request in accordance with the Memorandum of Understanding between the U.S. Nuclear Regulatory Commission (NRC) and the U.S. Army Corps of Engineers (USACE) for Coordination on Cleanup & Decommissioning of the Formerly Utilized Sites Remedial Action Program (FUSRAP) Sites with NRC-Licensed Facilities signed on 5 July 2001 (hereinafter "MOU"), to suspend the Stepan Company license, STC-1333, as it applies to that portion of the Stepan Company Maywood, NJ site known as "Burial Pit 3" on the enclosed site map. The licensee is Stepan Company, 22 W Frontage Road, Northfield, IL 60093. This request is made in accordance with Article III, Paragraph A of the MOU and satisfies all the requirements of the MOU and advises that USACE views the MOU and no other document as controlling in this matter.

USACE will take physical possession of Burial Pit 3 on the Stepan Company site on 17 November 2008 for purposes of control of radiation from FUSRAP materials subject to NRC jurisdiction and will be responsible for the protection of the public health and safety from those licensed materials consistent with 10 CFR Part 20, "Standards For Protection Against Radiation" and other requirements consistent with the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA). USACE will conduct a response action at Burial Pit 3 under its FUSRAP and CERCLA authority, with regard to FUSRAP materials subject to NRC jurisdiction, to meet at least the standards required under 10 CFR Part 20.1402, and USACE has no objection to, and will facilitate, NRC observing USACE in-process remediation activities.

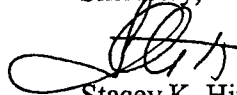
USACE is prepared to begin remediation of the material in Burial Pit 3 and will do so on either 1 Dec 2008, or upon the receipt of notification from the NRC that the license in regards to Burial Pit 3 has been suspended, whichever comes later. This request has been coordinated with Mr. Robert Spencer, Facility Engineer, of the Stepan Company and the licensee consented to this schedule and to the suspension of the Stepan license in regards to Burial Pit 3 on 17 Nov 2008.

Rec'd
9-26-08
BMM

A copy of this letter is being provided to Mr. Spencer, at the Stepan Company, 100 West Hunter Avenue, Maywood, NJ 07607.

I look forward to your response to this request. Please do not hesitate to contact Ms. Suzanne Beauchamp at 202-761-4998 should you have any questions or require additional information.

Sincerely,



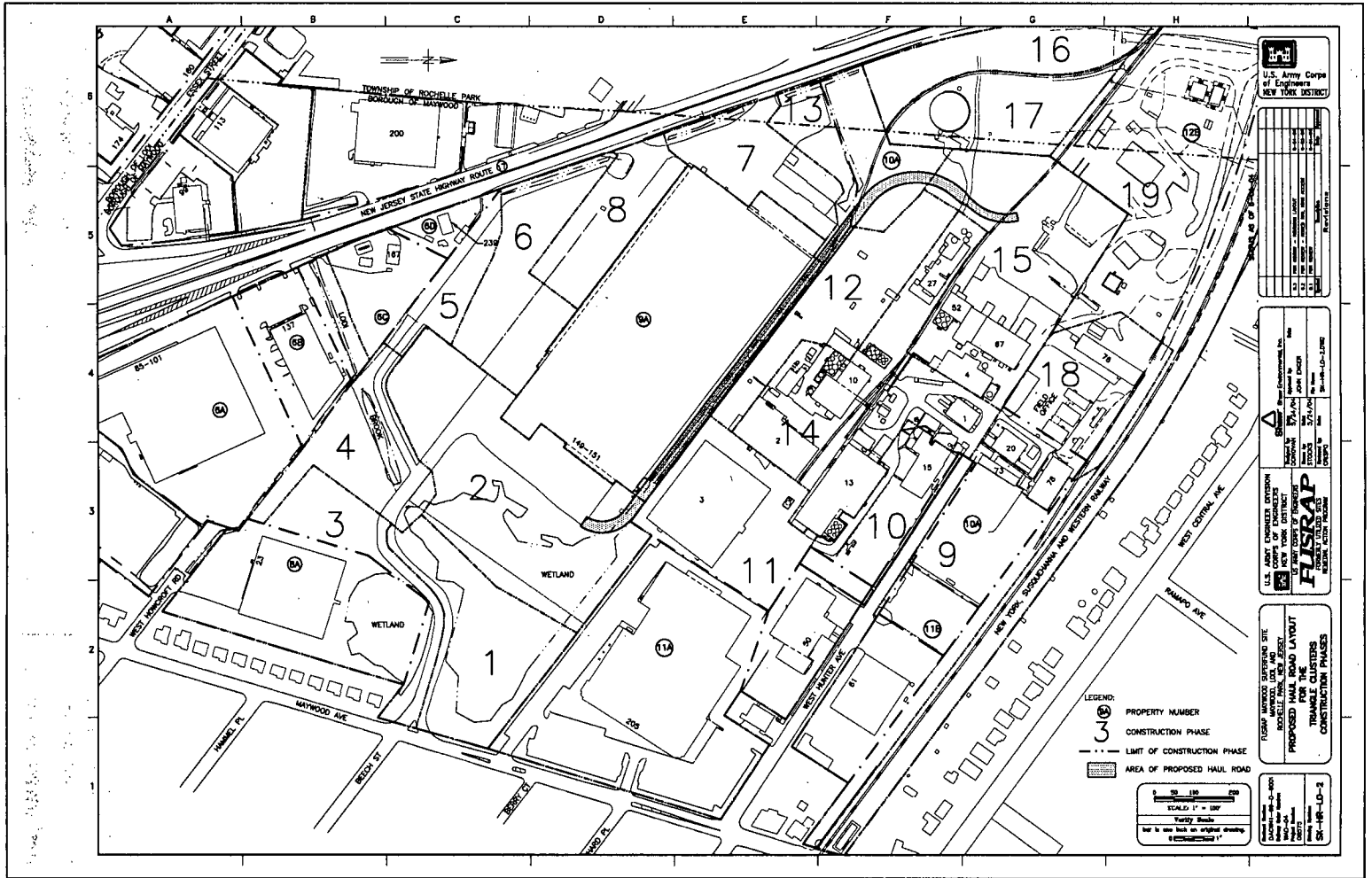
Stacey K. Hirata, P.E.

Acting Chief, Environmental Community of Practice
Directorate of Military Programs

CF:

Amir Kouhestani, NRC

Lydia Chang, NRC



U.S. Army Corps of Engineers
NEW YORK DISTRICT

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FLSRAP
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100 WEST 42ND STREET, 10TH FLOOR
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U.S. ARMY CORPS OF ENGINEERS
NEW YORK DISTRICT
ROCKEFELLE PARK, NEW JERSEY
PROPOSED HAUL ROAD LAYOUT
TRANSIT CLUSTERS
CONSTRUCTION PHASES

DATE: 10/18/03
DRAWN BY: J. L. L. (JLL)
CHECKED BY: J. L. L. (JLL)
SCALE: 1" = 100'