



REPLY TO
ATTENTION OF:

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

17 July 09

Environmental Programs

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

Dear Mr. McConnell:

This letter updates the US Army Corps of Engineers (USACE) schedule and request for the Suspension of BWT Technologies, Inc. (BWXT) License No. SNM-2001; Shallow Land Disposal Area (SLDA), Parks Township, Armstrong County, Pennsylvania. This request was made 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").

In our letter to you dated 14 May 2009, USACE anticipated taking control of the SLDA site for remediation of licensed material in September 2009. As you indicated in your response dated 18 June 2009, USACE is still preparing work plans and working with your staff to ensure the relevant and substantive requirements of 10 CFR Part 70 "Domestic Licensing of Special Nuclear Material," Part 73 "Physical Protection of Plants and Materials" and Part 74 "Material Control and Accounting of Special Nuclear Material" are appropriately incorporated into our work plans. Based on our revised schedule for completing these work plans, we now anticipate that we will not take control of the site for remediation of licensed material until April 2010. However, we may be doing site preparation work, such as road installation this fall. We will not disturb any licensed burial pit or material until NRC has suspended the license for this material.

A copy of this letter is being furnished to Mr. Terry Chalker and Mr. Steven W. Schilthelm of BWXT at their Lynchburg, Virginia address, and to Ms. Lydia Chang and to Ms. Yolande Norman, both of your office. We appreciate the support and cooperation your staff has provided USACE to ensure timely review of our documents. If you have any questions, please contact Ms. Suzanne Beauchamp at 202-761-4998, or by e-mail suzanne.m.beauchamp@usace.army.mil.

Sincerely,

Stacey K. Hirata, P.E.
Acting Chief, Environmental Community of Practice
Directorate of Military Programs