

70-687



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

December 16, 1997

Mr. James J. McGovern  
President/Plant Manager  
Cintichem, Inc.  
P.O. Box 816  
Tuxedo, New York 10987

Dear Mr. McGovern:

I am writing in response to your letter, dated December 3, 1997, requesting an amendment to Condition H of your radioactive materials license. Condition H requires that Cintichem complete decommissioning of its Tuxedo, New York, facility by December 31, 1997, unless good cause can be shown, based on technical feasibility or risk reduction considerations to extend this deadline. As discussed in your letter, all remediation work at the facility, including Cintichem's final surveys and the Nuclear Regulatory Commission's confirmatory surveys have been completed. Currently, Cintichem is evaluating final waste disposition options for a small quantity of mixed waste remaining from decommissioning activities, evaluating groundwater monitoring information and completing remediation of those portions of the facility under the regulatory control of the New York State Department of Environmental Conservation (NYSDEC). You are requesting that the date in Condition H be extended indefinitely because you cannot predict the actual date that the license will be terminated.

NRC staff typically requires that licensees include schedules for decommissioning projects in decommissioning plans, which are approved as amendments to radioactive materials licenses, to ensure that licensees complete the decommissioning of their facilities in a timely manner. Cintichem has been actively decommissioning its Tuxedo, New York, facility since the approval of the decommissioning plan in January 1992 and, as indicated above, has completed all of the remedial activities associated with the decommissioning project. Based on these factors, the NRC staff has concluded that it is appropriate to delete Condition H from your radioactive materials license. Therefore, your license is amended to delete condition H. A copy of this amendment is enclosed.

NRC staff has determined that this amendment is administrative and procedural in nature and provides for: (i) no significant change in the types, or significant increase in the amounts of any effluent that may be released off site; (ii) no significant increase in individual or cumulative occupational radiation exposure; (iii) no significant construction impact; and (iv) no significant

9801070277 971216  
PDR ADDCK 07000687  
C PDR

**NRC FILE CENTER COPY**

NL7  
||

050060



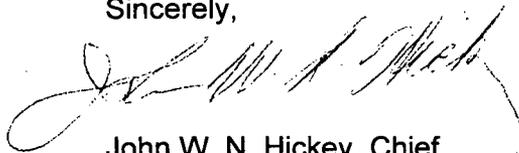
J. McGovern

-2-

increase in the potential for, or consequences from radiological accidents. Therefore, in accordance with 10 CFR 51.22(c)(11), neither an environmental assessment nor an environmental impact statement is warranted for this action.

If you have any questions, please contact Dominick A. Orlando at (301) 415-6749.

Sincerely,

A handwritten signature in black ink, appearing to read "John W. N. Hickey". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

John W. N. Hickey, Chief  
Low-Level Waste and Decommissioning  
Projects Branch  
Division of Waste Management  
Office of Nuclear Material Safety  
and Safeguards

License No. SNM-639  
Docket No. 70-687

Enclosure: As stated

J. McGovern

-2-

increase in the potential for, or consequences from radiological accidents. Therefore, in accordance with 10 CFR 51.22(c)(11), neither an environmental assessment nor an environmental impact statement is warranted for this action.

If you have any questions, please contact Dominick A. Orlando at (301) 415-6749.

Sincerely,

[ORIGINAL SIGNED BY:]

John W. N. Hickey, Chief  
Low-Level Waste and Decommissioning  
Projects Branch  
Division of Waste Management  
Office of Nuclear Material Safety  
and Safeguards

License No. SNM-639  
Docket No. 70-687

Enclosure: As stated

TICKET: LLDP-97207

DISTRIBUTION: Central File  
PUBLIC MWeber

LLDP r/f

NMSS r/f

RJohnson

To receive a copy of this document in small box on "OFC:" line enter: "C" = Copy without attachment/enclosure; "E" = Copy with attachment/enclosure; "N" = No copy

Path & File Name: S:\DWM\LLDPL\DAO\LLDP97207

\*See previous concurrence

OFC	LLDP	LLDP	LLDP	OGC	LLDP	
NAME	DOrlando/bg*	RNelson*	JCopeland*	R Turner	JHickey	N
DATE	12/5/97	12/8/97	12/5/97	12/16/97	12/16	

OFFICIAL RECORD COPY

ACNW: YES  NO  Category: Proprietary  or CF Only

IG : YES  NO

LSS : YES  NO  Delete file after distribution: Yes  No