

**From:** [Buckley, John](#)  
**To:** [Sarah Fields](#)  
**Subject:** RE: Questions re Homestake Mill: 40-8903  
**Date:** Thursday, October 04, 2012 3:35:00 PM

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Ms. Fields, below are the answers to your questions.

Question 1

On September 13 I sent you a list of the documents that are incorporated into the Homestake Mill license by reference, but are not readily available to the public (or NRC staff) because they are not on ADAMS. I asked that they be placed on ADAMS, but that has yet to happen. Is that in the works?

Response

Yes, the 14 documents you identified are being added to ADAMS. The documents should be in ADAMS within 30 days.

Question 2

The NRC regulations regarding the implementation of NEPA at 10 CFR § 51.33 state that the NRC may issue a draft finding of no significant impact for public comment as part of the NEPA process. If the Environmental Assessment process for the Ground Water Corrective Action Plan finds that the development of a full Environmental Impact Statement is not warranted, does the NRC intend to issue a draft FONSI for public comment, pursuant to Section 51.33? Also, does the NRC intend to issue a draft EA for public comment?

Response

At this time there is no plan to issue the draft FONSI for public comment. As I previously informed you on July 19, 2012 (ADAMS No. ML12205A207), NRC will make the draft Environmental Assessment available for public review and comment.

Question 3

Section 51.33 refers to the "appropriate NRC staff Director."  
Who is the appropriate NRC staff Director for the Homestake Mill reclamation process?

Response

10 CFR 51.4, states:

NRC Staff Director means:

Executive Director for Operations;  
Director, Office of Nuclear Reactor Regulation;  
Director, Office of New Reactors;  
Director, Office of Federal and State Materials and Environmental Management Programs;  
Director, Office of Nuclear Regulatory Research;  
Director, Office of Governmental and Public Affairs; and  
The designee of any NRC staff director.

The Homestake Mill reclamation activities are managed in the Office of Federal and State Materials and Environmental Management Programs (FSME). Mark Satorius is the Director, FSME. Letters to Mr. Satorius should be addressed:

Attn: Document Control Desk  
Director, Office of Federal and State Materials and Environmental Management Programs  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Question 4

My belief is that License Condition 36.A.(3) for the placement of the final radon barrier on the large impoundment is still part of the Homestake License, though inadvertently deleted when Amendment 41 was issued. Does the NRC agree with that assessment?

Response

Yes. License amendment 45 was issued on 9/27/12 (ADAMS No. ML12250A455) to correct the administrative error.

This email will be placed in ADAMS.

-----Original Message-----

From: Sarah Fields [<mailto:sarah@uraniumwatch.org>]

Sent: Wednesday, October 03, 2012 12:49 PM

To: Buckley, John

Subject: Questions re Homestake Mill: 40-8903

Dear Mr. Buckley,

A few questions regarding the Homestake Mill, Dkt. No. 40-8903.

1. On September 13 I sent you a list of the documents that are incorporated into the Homestake Mill license by reference, but are not readily available to the public (or NRC staff) because they are not on ADAMS. I asked that they be placed on ADAMS, but that has yet to happen. Is that in the works?
2. The NRC regulations regarding the implementation of NEPA at 10 CFR § 51.33 state that the NRC may issue a draft finding of no significant impact for public comment as part of the NEPA process. If the Environmental Assessment process for the Ground Water Corrective Action Plan finds that the development of a full Environmental Impact Statement is not warranted, does the NRC intend to issue a draft FONSI for public comment, pursuant to Section 51.33? Also, does the NRC intend to issue a draft EA for public comment?
3. Section 51.33 refers to the "appropriate NRC staff Director." Who is the appropriate NRC staff Director for the Homestake Mill reclamation process?
4. My belief is that License Condition 36.A.(3) for the placement of the final radon barrier on the large impoundment is still part of the Homestake License, though inadvertently deleted when Amendment 41 was issued. Does the NRC agree with that assessment?

Thank you for your response to these questions.

Sarah Fields  
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Uranium Watch  
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