

January 28, 2013

Mr. Robert D. Copp
Director, Hematite Decommissioning Project
Westinghouse Electric Company
3300 State Road P
Festus, MO 63028

SUBJECT: ENVIRONMENTAL ASSESSMENT ASSOCIATED WITH WESTINGHOUSE
HEMATITE'S JANUARY 16, 2012 10 CFR 20.2002 ALTERNATE DISPOSAL
REQUEST

Dear Mr. Copp:

By letter dated January 16, 2012, Westinghouse Electric Corporation, LLC (WEC) submitted to the U.S. Nuclear Regulatory Commission (NRC), a request for alternate disposal of waste containing low-activity radioactive materials from the Hematite Decommissioning Project (HDP), License No. SNM-33 (ADAMS Accession Nos. ML12017A188, ML12017A189, and ML12017A190). Your submittal indicated that the waste would consist of building slabs, asphalt, buried piping, soils and miscellaneous equipment which could contain source, byproduct and Special Nuclear Materials (SNM). Your submittal indicated that you proposed to dispose of the material at the US Ecology Idaho (USEI) Resource Conservation and Recovery Act (RCRA) Subtitle C hazardous disposal facility located near Grand View, Idaho. Your submittal also requested exemptions from NRC requirements 10 CFR 30.3 and 10 CFR 70.3. While Idaho is not an NRC Agreement State; Idaho regulations and the Grand View facility permit provide for the acceptance of the material to be disposed based upon NRC approval of the exemptions WEC has requested and upon issuance of exemptions to USEI.

On October 4, 2012, USEI requested that they be considered a party to WEC's January 16, 2012, alternate disposal request and requested exemptions from the requirements of 10 CFR 30.3 and 10 CFR 70.3 (ADAMS Accession No. ML12313A014).

The NRC has completed its review of your request and will be issuing a Safety Evaluation Report (SER) regarding your alternate disposal request and the requested exemptions. Associated with the SER the staff evaluated the environmental impacts of approving the alternate disposal and the exemptions. The staff has determined that should the alternate disposal be approved and the exemption(s) granted significant environmental impacts would not result. For this action, an Environmental Assessment and Finding of No Significant Impact was prepared and published in the *Federal Register* (ML12348A064). By this letter we are transmitting to you a copy of the Environmental Assessment.

R. Copp

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In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice for Domestic Licensing Proceedings and Issuance of Orders," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Please contact me if you have any questions concerning the above at (301) 415-5928 or via email at John.Hayes@nrc.gov.

Sincerely,

/RA/

John J. Hayes, Sr. Project Manger
Materials Decommissioning Branch
Decommissioning and Uranium Recovery
Licensing Directorate
Division of Waste Management
and Environmental Protection
Office of Federal and State Materials
and Environmental Management Programs

Docket No.: 70-36
License No.: SNM-33

Enclosure:
Environmental Assessment

cc: Westinghouse – Hematite Service List

R. Copp

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Sincerely,

John J. Hayes, Sr. Project Manger
Materials Decommissioning Branch
Decommissioning and Uranium Recovery
Licensing Directorate
Division of Waste Management
and Environmental Protection
Office of Federal and State Materials
and Environmental Management Programs

Docket No.: 70-36
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J. Tapp, RIII

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Office	DURLD	DURLD	DURLD	OGC	DURLD	DURLD
Name	JHayes:	SAchten	CGlenn	BJones	DPersinko	JHayes:
Date	12/14/12	12/13/12	12/17/12	01/08/13	01/16/13	01/28/13

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cc: Westinghouse - Hematite Service List

Alex S. Polonsky
Morgan Lewis, Esq.
Morgan, Lewis & Kocjus LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004

R. Budd Haemer
Shaw Pittman, LLP
2300 N Street, NW
Washington, DC 20037-1128

Kent Bradford, Chairman
Hematite Project Oversight Comm.
Western Zirconium
10000 West 900 South
Ogden, UT 84404-9760

Eric Gilstrap
Environmental Engineer
Department of Natural Resources
Federal Facilities Section
State of Missouri
917 N. Highway 67, Suite 104
Florissant, MO 63031

Kathleen M. Waltz
The Honorable Russ Carnahan
517 Bailey Road
Crystal City, MO 63019

Ramona J. Huckstep
Community Relations Coordinator
Missouri Department of Natural Resources
Hazardous Waste Program
State of Missouri
P.O. Box 176
Jefferson City, MO 65103-0176

Aaron Schmidt, Chief
Federal Facilities Section
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65103-0176

Daniel Schuette, Director
Division of Environmental Quality
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65102

Sara Parker Pauley, Director
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65103-0176

Glenda Miller, Director
Division of Community and Public Health
Missouri Department of Health & Senior
Services
930 Wildwood
P.O. Box 570
Jefferson City, MO 65102-0570

Dennis Diehl
Jefferson County Department of Public
Health
405 Main Street
P.O. Box 437
Hillsboro, MO 63050

Teresa Kreidler
Jefferson County Council Board of
Executives
District 5
P.O. Box 100
Hillsboro, MO 63050

Branden Doster
Operating Facilities Unit Chief
Federal Facilities Section
Department of Natural Resources
State of Missouri
P.O. Box 176
Jefferson City, MO 65102-0176

Michele M. Gutman
Westinghouse Electric Company LLC
4350 Northern Pike
Monroeville, PA 15146-2886

Happy Welch, Festus Administrator
Festus City Hall
711 West Main
Festus, MO 63028

The Honorable Mike Cage
Mayor, Festus City
Festus City Hall
711 West Main
Festus, MO 63028

Cliff Lane
Jefferson County Council Board of
Executives
District 5
P.O. Box 100
Hillsboro, MO 63050