



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

July 12, 2016

Mr. Alvin Windy Boy, Sr.
Tribal Historic Preservation Officer
Chippewa Cree Tribe
RR1, P.O. Box 544
Box Elder, MT 59521

SUBJECT: NOTICE OF AVAILABILITY AND REQUEST FOR COMMENTS ON
THE DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR THE RENO
CREEK IN SITU RECOVERY PROJECT IN CAMPBELL COUNTY, WYOMING,
SUPPLEMENT TO THE GENERIC ENVIRONMENTAL IMPACT STATEMENT
FOR IN SITU LEACH URANIUM MILLING FACILITIES

Dear Mr. Windy Boy:

The U.S. Nuclear Regulatory Commission (NRC) staff is reviewing a source materials license application submitted by AUC, LLC, for the construction, operation, aquifer restoration, and decommissioning of the proposed Reno Creek In Situ Recovery (ISR) Project. If approved the facility would be located in Campbell County, Wyoming.

As part of the review of the application, the NRC staff has prepared a draft Supplemental Environmental Impact Statement (SEIS) (NUREG-1910, Supplement 6). The draft SEIS includes an analysis of relevant environmental issues and documents the NRC staff's preliminary determinations regarding the environmental impacts from the construction, operation, aquifer restoration, and decommissioning of the proposed Reno Creek ISR Project

The NRC staff is complying with its obligations under Section 106 of the (National Historic Preservation Act of 1966), as amended (NHPA), using the process set forth in Title 36 of the *Code of Federal Regulations* (36 CFR) 800.8(c). Pursuant to 36 CFR 800.8(c), the NRC staff is using the preparation of the SEIS which is required by the National Environmental Policy Act of 1969, as amended (NEPA) to comply with its obligations under Section 106 of the NHPA. The NRC staff is using 36 CFR 800.8(c) in lieu of the procedures set forth in 36 CFR 800.3 through 36 CFR 800.6.

In the draft SEIS the NRC staff finds that the impact on historical and cultural resources from the construction, operation, aquifer restoration, and decommissioning of the proposed Reno Creek ISR Project would be SMALL. This impact finding is due, in part, to the NRC staff's ongoing consultation with interested Native American Tribes regarding cultural sites that might be impacted by the Reno Creek ISR Project. Results of this ongoing consultation along with the NRC staff's final impact determination will be documented in the final SEIS.

A. Windy Boy

- 2 -

The NRC staff is enclosing a copy of the draft SEIS for your review and comment. Please provide any information, comments, or concerns you may have on the draft SEIS during the comment period, which ends on September 6, 2016 (or 45 days after the date of publication of the *Federal Register* notice). Comments should be submitted in writing either by mail to Ms. Cindy Bladey, Office of Administration, Mailstop OWFN-12-H8, U.S. Nuclear Regulatory Commission, 11555 Rockville Pike Rockville, MD 20852 (include Docket ID NRC-2013-0164 in the subject line) or under Docket ID: NRC-2013-0164 at: <http://www.regulations.gov>. The NRC staff will address your comments in the final SEIS.

The draft SEIS is publicly available from the NRC Agencywide Documents Access and Management System <http://www.nrc.gov/reading-rm/adams.html> with the accession number of ML16181A082. The draft SEIS also may be accessed on the internet at: <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1910/>.

In addition, a copy of the draft SEIS will be available at the Wright Branch and at the Gillette Branch of the Campbell County Public Library. Additional documents related to this application may be accessed on the Reno Creek ISR Project licensing website at: <http://www.nrc.gov/materials/uranium-recovery/license-apps/reno-creek.html>.

If you have any questions, please contact Ms. Jill Caverly at (301) 415-7674 or via email at: Jill.Caverly@nrc.gov.

Sincerely,

/RA/

Lydia W. Chang, Chief
Environmental Review Branch
Division of Fuel Cycle Safety, Safeguards,
and Environmental Review
Office of Nuclear Material Safety
and Safeguards

Docket No.: 40-9092

Enclosure:
Draft SEIS

cc w/o encl.:
Mr. Bruce SunChild, Sr., Chairman

A. Windy Boy

- 2 -

The NRC staff is enclosing a copy of the draft SEIS for your review and comment. Please provide any information, comments, or concerns you may have on the draft SEIS during the comment period, which ends on September 6, 2016 (or 45 days after the date of publication of the *Federal Register* notice). Comments should be submitted in writing either by mail to Ms. Cindy Bladey, Office of Administration, Mailstop OWFN-12-H8, U.S. Nuclear Regulatory Commission, 11555 Rockville Pike Rockville, MD 20852 (include Docket ID NRC-2013-0164 in the subject line) or under Docket ID: NRC-2013-0164 at: <http://www.regulations.gov>. The NRC staff will address your comments in the final SEIS.

The draft SEIS is publicly available from the NRC Agencywide Documents Access and Management System <http://www.nrc.gov/reading-rm/adams.html> with the accession number of ML16181A082. The draft SEIS also may be accessed on the internet at: <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1910/>.

In addition, a copy of the draft SEIS will be available at the Wright Branch and at the Gillette Branch of the Campbell County Public Library. Additional documents related to this application may be accessed on the Reno Creek ISR Project licensing website at: <http://www.nrc.gov/materials/uranium-recovery/license-apps/reno-creek.html>.

If you have any questions, please contact Ms. Jill Caverly at (301) 415-7674 or via email at: Jill.Caverly@nrc.gov.

Sincerely,

Lydia W. Chang, Chief
Environmental Review Branch
Division of Fuel Cycle Safety, Safeguards,
and Environmental Review
Office of Nuclear Material Safety
and Safeguards

Docket No.: 40-9092

Enclosure:
Draft SEIS

cc w/o encl.:
Mr. Bruce SunChild, Sr., Chairman

ADAMS Accession Number: ML16085A09

| OFC | FCSE/ERB | FCSE/ERB | OGC | FCSE/ERB |
|------|----------|---------------|---------------------|----------|
| NAME | JCaverly | AWalker-Smith | TCampbell via email | LChang |
| DATE | 07/06/16 | 07/11/16 | 07/08/16 | 07/12/16 |

OFFICIAL RECORD COPY