



## AMERICA'S NUCLEAR SOLUTION

July 21, 2016

Mr. Mark Lombard, Director  
U.S. Nuclear Regulatory Commission  
Division of Spent Fuel Management  
Attention: Document Control Desk  
One White Flint North  
11555 Rockville Pike  
Rockville, MD 20852-2738

- References: (1) Letter from J. Scott Kirk (WCS) to Mark Lombard (NRC), License Application to Construct and Operate a Consolidated Interim Storage Facility for Spent Nuclear Fuel in Andrews County, Texas, Docket 72-1050, dated April 28, 2016
- (2) Letter from Mark Lombard (NRC) to Scott Kirk (WCS), Acceptance Review of Specific License Application Requesting Authorization to Construct and Operate a Consolidated Interim Storage Facility for Spent Nuclear Fuel – Supplemental Information, dated June 22, 2016
- (3) Letter from J. Scott Kirk (WCS) to Mark Lombard (NRC), Supplemental Information to Support a License Application and Request to for a Consolidated Interim Storage Facility for Spent Nuclear Fuel in Andrews, Texas, dated July 20, 2016

**Subject: Request to Initiate Actions to Complete the Environmental Impact Statement for Issuance of a License for the Consolidated Interim Storage Facility in Andrews County, Texas, Pursuant to 10 CFR Part 72**

Dear Mr. Lombard:

On April 28, 2016, WCS submitted an Environmental Report (ER) with the referenced license application (Reference 1) pursuant to 10 CFR 72.34, *Environmental Report*, and 10 CFR 51.61, *Environmental report— independent spent fuel storage installation (ISFSI) or monitored retrievable storage installation (MRS) license*. As part of its acceptance review, the NRC requested supplemental information (RSIs), including information necessary to proceed with preparing an Environmental Impact Statement (EIS) (Reference 2). On July 20, 2016, WCS responded to all of the RSIs referenced to the ER (Reference 3). Accordingly, WCS requests that the NRC initiate the process of preparing an EIS for the Consolidated Interim Storage

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Facility (CISF) in Andrews County, Texas, pursuant to 10 CFR 51.20(b)(9), and timely proceed with *Notice of Intent* in the *Federal Register* pursuant to 10 CFR 51.26 and 51.27.

WCS requests that the NRC initiate the actions needed to conduct the environmental review for the CISF as soon as practicable in light of expected public and stakeholder interest in this licensing action and the expected length of the environmental review process. Doing so will allow the NRC to conduct a timely and thorough NEPA review of the proposed action without adversely affecting the NRC's overall review of the project, including the thoroughness of its safety review under the Atomic Energy Act. Commencing NRC's environmental review at this time would promote efficiency in this licensing proceeding by allowing the NRC Staff to conduct its environmental review in an expedited fashion.

WCS requests that a copy of all correspondence regarding this matter be directly emailed to my attention (skirk@valhi.net) as soon as possible after issuance. If you have any questions or need additional information, please call me at 972-450-4284.

Sincerely,

J. Scott Kirk, CHP  
Vice President of Licensing and Regulatory Affairs

Cc: John-Chau Nguyen, NRC  
Rodney Baltzer, WCS  
Elicia Sanchez, WCS  
Jay Cartwright, WCS  
Michael Lynch, AREVA  
Kent Cole, NAC International  
WCS Regulatory Compliance  
WCS Records Management