



40-8989

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

JUN 18 1993

Mr. Khosrow B. Semnani, President  
Envirocare of Utah, Inc.  
American Towers Commercial  
46 W. Broadway, Suite 240  
Salt Lake City, Utah 84101

Dear Mr. Semnani:

I am transmitting, under cover of this letter, the Final Safety Evaluation Report (FSER) documenting the U.S. Nuclear Regulatory Commission staff's review of your application for a license to receive, store, and dispose of 11e.(2) byproduct material. Your application was dated December 23, 1991, and revised by page changes dated July 2, 1992; August 10, 1992; April 5, 7, 10, 1993; and May 3, 6, 7, 11, 21, 1993. The NRC staff review has identified open issues in the areas of geotechnical engineering, water resources protection, radiological assessment, financial assurance, and radiation safety. Until these open issues are adequately resolved, the NRC is not prepared to issue a license for the proposed action.

As you are aware, according to the April 13, 1993, schedule, the date for completion of the FSER was June 14, 1993. However, the staff's four-day delay in meeting the scheduled milestone should not have an impact on the currently scheduled date for issuance of the license. In fact, if the FSER open issues are resolved in a timely fashion, it may be possible to eliminate one, or potentially two, of the three sets of milestones allotted for resolution of these issues. The elimination of one set of milestones could move the license issuance milestone from November 1993 to October 1993.

In accordance with the April 13, 1993, schedule, your response to the FSER open issues should be submitted by July 12, 1993. My staff and I will be available to meet with you and your technical staff to discuss these issues. If you wish to schedule such a meeting, it should be done as soon as possible in order to maintain the current schedule. If you have any comments or

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Mr. Khosrow B. Semnani

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questions concerning the enclosed material or wish to schedule a meeting with the NRC staff, please contact me at (301) 504-3439 or Sandra Wastler of my staff at (301) 504-2582.

Sincerely,

ORIGINAL SIGNED BY *dm*

John J. Surmeier, Chief  
Uranium Recovery Branch  
Division of Low-Level Waste Management  
and Decommissioning  
Office of Nuclear Material Safety  
and Safeguards

Enclosure: As stated

cc: W. Sinclair, Utah  
D. Hiller, Envirocare

Docket Number: 40-8989  
Distribution: See attached list  
SUBJECT ABSTRACT: Transmittal of FSR

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NAME	Swastler/eb		MFTiegel		JSurmeier			
DATE	06/18/93	M	06/18/93	M	06/18/93	M		

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JUN 18 1993

BCC list for letter dated: \_\_\_\_\_

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