



UNITED STATES  
ATOMIC ENERGY COMMISSION  
WASHINGTON, D.C. 20545

A-114

NOV 7 1974

P. R. Nelson, Chief, Radiological & Environmental Protection Branch, RO:I

W. R. GRACE AND CO., POMPTON PLAINS, N.J. - BURIAL OF RADIOACTIVE  
MATERIALS IN EXCESS OF PART 20 LIMITS

Ref: F1 8007H2 - Closeout Survey of Facilities for Release to  
Unrestricted Use

As you have requested, discussions have been held with Licensing concerning the actions to be taken with respect to improper burials at the subject facility. As we understand it through discussions with you by J. R. Metzger, such improper burials took place prior to 1964 and the licensee was cited following an inspection in 1964. As you are aware, OGC's opinion is that the new owner of the facility should be licensed to possess the buried thorium or that the material be dug up and transferred to an authorized disposal site. Licensing has been informed of the facts concerning this case and it is their preliminary opinion that they will approach the licensee with the two above alternatives and further that L believes that licensing the new owner would be the most appropriate alternative.

Also, as you are aware, the licensee pursued another alternative to the burial problem which was received in writing by L on 11-5-74. This alternative stated that the land deed would include restrictions on construction and excavation at the burial sites. However, OGC has advised us that this proposal would offer essentially no controls since future owners (subsequent to the new owner mentioned above) would not be obligated to have these restrictions in the land deed.

In conclusion, you will be kept informed of the progress in this case through receipt of correspondence between L and the licensee.

*for: Gen W. Roy, Chief*  
Radiological & Environmental  
Protection Branch, RO

cc: H. D. Thornburg  
C. W. Kuhlman

Region I

Kuhlman Director

ACTION ITEM CONTROL FORM (DRAFT)

TRACK #		P	A/I	A/I DESCRIPTION		FACILITY		INT DATE	
1	2			E180074E				10 31 74	
EXP. DATE		H2	A	DATE REC'D		PERS ASSG		MS	
65	66	67	68	69	70	71	72	73	74
10	31	74							
PERSON ASSIGNED		REF- CLK		ACTION REQUESTED		REFERENCE		CLOSE OUT METHOD	
				Forward report and Regional recommendation to Materials Licensing. Please follow licensing action and keep me informed by memo.		J. Nelson memo to H. Phomburg dated 10/23, W. H. French & Co. Inspection Report 74-01.		Memo, P. Nelson, 10/15, dated 11-7-74.	

- CODES:
- TRACK# = THE NUMBER ASSIGNED TO THIS A/I
  - P = PRIORITY
  - A/I = TYPE OF ACTION ITEM
  - FACILITY = NAME OF FACILITY INVOLVED
  - INT. DATE = TODAY'S DATE
  - EXP. DATE = DATE OF EXPECTED COMPLETION
  - 'A' = ACKNOWLEDGEMENT
  - DATE REC'D = DATE DOCUMENTS ACTUALLY RECEIVED AT ACTION OFFICE
  - PERS. ASSG = NAME OF PERSON ASSIGNED TO THIS A/I OR MILESTONE
  - MS = NUMBER OF MILESTONE BEING WORKED ON
  - ACTION = ACTION TAKEN TO CLOSE THE A/I
  - ACT/COMP = ACTUAL COMPLETION DATE
  - 'C' = COMPLETION

Wagon