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39655

October 15, 1982

Director Office of Inspection and Enforcement
U. S. Nuclear Regulatory Commission
1717 H. Street, N.W.
Washington, D.C. 20555

RE: Kerr-McGee West Chicago Facility
STA-583

Dear Sir:

The City of West Chicago, Illinois, seeks a clarification from the NRC on the propriety of Kerr-McGee Chemical Corporation's installation of an incinerator at its site in West Chicago (above referenced license number).

Kerr-McGee's current license from the NRC includes several recent amendments allowing it to begin decommissioning of the radioactively contaminated site. On various dates in September 1982, Tom Moniz, City of West Chicago Building Inspector, observed that workmen at the Kerr-McGee site were beginning the process of installing an industrial incinerator on site. Although Amendments 2 and 4 to its license ostensibly allow Kerr-McGee to install such an incinerator, a license amendment request is now pending before the NRC that would allow Kerr-McGee to perform such building demolition as "required in order to permit the installation of the incineration system described in Amendments numbers 2 and 4." (May 6, 1982 letter from W. J. Shelley of Kerr-McGee to W. A. Nixon NRC). It would appear from Kerr-McGee's May 1982 application for license amendment number 5 that the company may not proceed with the installation of the incinerator until building number 16 is demolished. If that is the case, the installation work that has occurred in September of 1982 is in violation of Kerr-McGee's present license, as amended.



FEE EXEMPT

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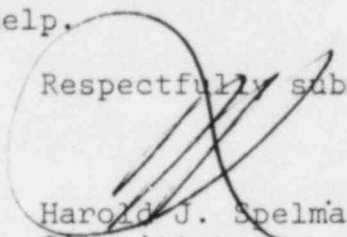
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The City hopes that your office will be able to clarify for it the apparent discrepancy in Kerr-McGee's installation of an incinerator while an amendment request is pending that is described as "required in order to permit the installation".

Thank you for your help.

Respectfully submitted,


Harold J. Spelman,
City Attorney
City of West Chicago, Illinois

HJS:PLF:rp

cc: Mayor A. Eugene Rennels
City of West Chicago

John C. Berghoff, Jr., Esq.