

TMI 2/4

August 28, 1979

Docket No. 50-320

MEMORANDUM FOR: Robert G. Ryan, Director, OSP

THRU: R. H. Vollmer, Director, TMI-2 Support, NRR

FROM: J. T. Collins, Deputy Director, TMI-2 Support, NRR

SUBJECT: TMI-2 WASTE SHIPMENTS

This is in response to your memo dated August 14, 1979 concerning waste shipments from TMI-2. From the concerns raised in your memo it is evident that there is a misunderstanding between your staff and the licensee as to what the licensee is committed to do prior to waste shipments leaving TMI for either Barnwell, S.C. or Richland, Washington.

In the second paragraph of your letter you note that on August 10, 1979, North Dakota informed you that Met-Ed did not notify the North Dakota State Highway Patrol of the shipment on August 7, 1979. This fact was noted and explained in a memo to files by S. Henck, Met-Ed, dated August 7, 1979, "State Notifications - Westward Shipments," a copy of which was sent to S. Weissberg of your staff and a copy to NRC-TMI. This memo states that the North Dakota SLO (or designee) Colonel George Conan, Director of Administration, Office of the Governor, instructed S. Henck, Met-Ed, to consider all North Dakota contacts made when Colonel Conan has been notified. Later, Colonel Conan substituted Ronald Affeldt, Director, North Dakota Disaster Emergency Services, for himself as the contact in North Dakota. This was noted in a letter from S. Henck to R. Affeldt, dated August 13, 1979, a copy of which was sent to S. Weissberg of your staff.

This paragraph goes on to say that Missouri has some problems accepting the routing for overweight shipments via I-70. Sue Weissberg apprised Met-Ed of this on August 10, 1979. Met-Ed has discussed the matter with J. W. Abbott, Program Director, Missouri Engery Program, and has had repeated conversations with Chem-Nuclear and Chem-Nuclear's trucking contractor, Tri-State Motor Transit of Joplin, Mo. As of August 21, Chem-Nuclear informed Met-Ed that they expected a solution within a few days. We will advise you when the matter has been resolved.

Robert G. Ryan

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Your memo states that, "Met-Ed has not formally accepted the proposed routings or the obligation to notify the states." Inasmuch as Met-Ed has no legal jurisdiction over radwaste after it leaves TMI, the company has no obligation or any authority to accept or reject routings selected by Chem-Nuclear and its trucking contractor, Tri-State Motor Transit. As a practical matter, Met-Ed, Chem-Nuclear, and Tri-State are working together to make sure these shipments are carried out without incident. With regard to Met-Ed's obligation to notify the states, a formal, written commitment does not exist and in my opinion is not needed. Met-Ed has demonstrated its willingness to keep states informed and to comply with various special requests involving complicated arrangements.

If I can be of any further assistance please don't hesitate to contact me.

John T. Collins, Deputy Director
TMI-2 Support, NRR

cc: V. Stello, LE
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