

June 15, 1982

Docket No. 50-201

MEMORANDUM FOR: Files

FROM: William O. Miller, Chief, License Fee Management Branch, ADM

SUBJECT: WAIVER OF FEE FOR LICENSE AMENDMENT

The West Valley Demonstration Project Act (Public Law 96-368), which became effective October 1, 1980, authorized the Department of Energy to carry out a high-level liquid nuclear waste management demonstration project at NFS' Western New York Nuclear Service Center in West Valley, New York. The purpose of the project is to demonstrate solidification techniques for preparing high-level radioactive waste for disposal. Section 2(b)(4)(A) and D of the Act required DOE to enter into a cooperative agreement with the State of New York whereby the State would (1) make available to DOE the facilities and the high-level radioactive waste located at West Valley for the completion of the project, and (2) the State and DOE would jointly submit, as soon as possible, an application to amend License CSF-1 which would permit transfer of the facility to DOE.

In accordance with the cooperative agreement, and on August 14, 1981, the New York State Energy Research and Development Authority (NYSERDA), joined by DOE, filed an application for amendment to License CSF-1 to authorize transfer of the NFS spent nuclear fuel reprocessing and waste disposal facility to DOE. In response to that application, Change No. 31 to the subject license was issued to NFS and NYSERDA on September 30, 1981, authorizing the transfer of the West Valley facility to DOE. The amendment approval granted DOE "exclusive possession of the facility" for the purposes of carrying out its activities pursuant to the Project Act.

A fee would normally be assessed NYSERDA to recover the Commission's review costs in accordance with fee Category F of \$170.21 (Special Project and Reviews). By memorandum dated April 22, 1982, the NRC Licensing staff informed us that 41 staff-hours (totalling \$1,558) were expended in reviewing the subject application. However, we are hereby waiving the fee for this review based on the following:

1. The application was not voluntarily filed by NYSERDA, but rather, the State was directed by the West Valley Demonstration Project Act of 1980 to submit the subject application for amendment in order to allow DOE to take possession of the facility, and

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- 2. The application was filed jointly by NYSERDA and DOE and was submitted solely for the purpose of allowing the Federal Government (DOE) to fulfill a mandate by Congress to carry out a high-level waste management demonstration project.

Original signed by
 Wm. O. Miller

William O. Miller, Chief
 License Fee Management Branch
 Office of Administration

APPROVED: Patricia G. Norry
 Patricia G. Norry
 Acting Director
 Office of Administration

DATE: JUN 10 1982

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 Fee File 5-3 ✓
 PNorry, ADM
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DATE	6/4/82	6/4/82	6/4/82	6/8/82	6/10/82	

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MEMORANDUM FOR: Files

FROM: William O. Miller, Chief, License Fee Management Branch, ADM

SUBJECT: AMENDMENT FEE

Licensee: Uranium Resources

License No.: SUA-1400

Amendment No.: 6 Dated 1/3/83

Issued By: Div. of Safeguards Div. of Fuel Cycle & Materials Safety
X Div. of Waste Management

For the subject amendment, no fee was required for the reason(s) checked below.

- (1) Amendment initiated by the staff without the filing of an application by the licensee,
 - to correct previous licensing error;
 - to clarify existing license conditions;
 - to strengthen a weak or deficient operational procedure;
 - for the convenience of the Commission;
 - X (other) REFERENCE ATTACHED COPY OF
1/2/83 MEMORANDUM
- (2) Amendment ordered by Commission or issued pursuant to § 2.204.

DISTRIBUTION:
 License File (orig.)
 Fee File 5-3
 Matls. Fee File w/attach.
 2 - R/F
 1 - ASCabell, w/attach.

Signed Dray Klein 4/11/83
 License Fee Management Branch
 Office of Administration

Approved: William O. Miller 4/4/83
 William O. Miller, Chief
 License Fee Management Branch
 Office of Administration

Attachment:
 Copy of subject amendment

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 4/11/83