



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

September 18, 1996

Mr. Richard Sena, Acting Director  
Environmental Restoration Division  
Uranium Mill Tailings Remedial Action  
Project  
U.S. Department of Energy  
2155 Louisiana NE, Suite 4000  
Albuquerque, NM 87110

SUBJECT: U.S. NUCLEAR REGULATORY COMMISSION CONCURRENCE IN THE REMEDIAL  
ACTION PLAN FOR THE MONUMENT VALLEY/MEXICAN HAT, UTAH, URANIUM MILL  
TAILINGS SITES

Dear Mr. Sena:

On February 27, 1996, the U.S. Nuclear Regulatory Commission notified the U.S. Department of Energy (DOE), Uranium Mill Tailings Remedial Action Project Office of the completion of the NRC staff's review of the final Remedial Action Plan (RAP) and all associated documents pertinent to the proposed remedial action for the co-disposal and stabilization of the Monument Valley and Mexican Hat Uranium Mill Tailings at Mexican Hat, Utah (letter from Holonich to Sena). The staff's review was documented in the Final Technical Evaluation Report (TER) for the Monument Valley/Mexican Hat sites, transmitted via the February 1996 letter.

I have signed the original signature pages (three copies enclosed) signifying the NRC's concurrence in the Monument Valley/Mexican Hat RAP. These pages were transmitted for NRC's signature and incorporation into the RAP by your letter of September 10, 1996. NRC's concurrence signifies that DOE's proposed remedial action complies with the 40 CFR Part 192, Subparts A-C, standards of the U.S. Environmental Protection Agency (EPA), with the exception of the groundwater cleanup program at the Monument Valley site. As indicated in the TER, DOE must demonstrate compliance with EPA's final groundwater standards, Subparts B and C, at the Monument Valley site. For the reasons stated in the TER, the groundwater cleanup provisions of 40 CFR Part 192, Subpart B, are not relevant to the Mexican Hat processing site. DOE has proposed deferral of the Monument Valley groundwater cleanup aspect of the remedial action and plans to handle this action in the separate groundwater program. NRC considers the deferral to be acceptable; therefore, NRC's concurrence in the RAP does not include groundwater remediation at the Monument Valley site.

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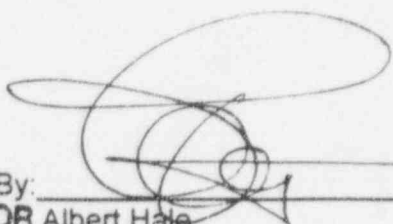
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U.S. Department of Energy  
Agreement No. DE-FC04-83AL16258  
Appendix B, Remedial Action Plan  
for Mexican Hat, Utah and  
Monument Valley, Arizona

Pursuant to the Uranium Mill Tailings Radiation Control Act (UMTRCA) The Remedial Action Plan for the Codisposal and stabilization of the Monument Valley and Mexican Hat Uranium Mill Tailings at Mexican Hat, Utah meets the intent of 40 CFR 192, Subpart A.

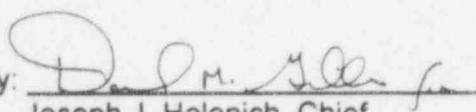
By:   
Richard F. Sena  
Director  
Environmental Restoration Division  
U.S. Department of Energy

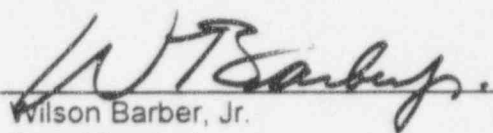
By:   
FOR Albert Hale  
President  
Navajo Nation

Date: 7/1/96

Date: AUG 23 1996

CONCURRENCE:

By:   
Joseph J. Holonich, Chief  
Uranium Recovery Branch  
Division of Waste Management  
Office of Nuclear Material Safety  
and Safeguards  
U.S. Nuclear Regulatory Commission

By:   
Wilson Barber, Jr.  
Area Director  
Navajo Area Office  
Bureau of Indian Affairs  
U.S. Department of Interior

Date: 9/18/96

Date: AUG 30 1996

September 18, 1996

2

If you have any questions concerning this subject please contact the NRC Project Manager, Harold E. Lefevre, at (301) 415-6678.

Sincerely,

Original Signed By:]

Joseph J. Holonich, Chief  
Uranium Recovery Branch  
Division of Waste Management  
Office of Nuclear Material Safety  
and Safeguards

Enclosure: As stated

cc: R. Edge, DOE A1b  
S. Hamp, DOE A1b  
E. Artiglia, TAC A1b

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NAME	HLefevre <i>HL</i>		DGillen		JHolonich <i>JH</i>				
DATE	09/18/96		09/18/96	H	09/18/96				

OFFICIAL RECORD COPY

U.S. Department of Energy  
Agreement No. DE-FC04-83AL16258  
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By: \_\_\_\_\_

Richard F. Sena  
Director  
Environmental Restoration Division  
U.S. Department of Energy

By: \_\_\_\_\_

FOR Albert Hale  
President  
Navajo Nation

Date: \_\_\_\_\_

7/1/96

Date: \_\_\_\_\_

AUG 23 1996

CONCURRENCE:

By: \_\_\_\_\_

Joseph J. Holonich, Chief  
Uranium Recovery Branch  
Division of Waste Management  
Office of Nuclear Material Safety  
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U.S. Nuclear Regulatory Commission

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Bureau of Indian Affairs  
U.S. Department of Interior

Date: \_\_\_\_\_

9/18/96

Date: \_\_\_\_\_

AUG 30 1996