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Cc: [Seeley, Shawn](#); [Janda, Donna](#); [Poston-Brown, Martha](#)
Subject: Request for additional information, License No. 45-23645-01NA, CN622669
Date: Wednesday, August 12, 2020 5:11:00 PM

License No.: 45-23645-01NA

Docket No: 030-29462

Control No: 622669

Licensee Name: Department of the Navy

This refers to your request dated July 28, 2020, seeking an exemption from 10 CFR 30.35(e)(2) and 10 CFR 30.36. In order to continue our review, please provide clarification on the following:

1. You requested an exemption from the requirements of 10 CFR 30.36. Are you requesting an exemption from 10 CFR 30.36 in its entirety or only certain portions?
2. We have read your request and it appears you may be requesting relief from the 24-month requirement to complete decommissioning activities in accordance with 30.36(h)(1). Additionally, you have asked for a 10-year time frame to complete decommissioning in lieu of the current 24-month requirement. Please provide more specifics regarding the 10-year timeframe. Is your intention that decommissioning activities will be completed within 10 years? If so, 10 years from what starting date? Would such a start date begin after cessation of activities, approval of the Decommissioning Plan, Congressional approval of the budget, or some other start date?
3. Please clarify and provide further justification why you asked for a 10-year time frame since you have stated that your planning, programming, budgeting and execution process (PPBE) is based on a 5-year future financial plan and requests money for a budget two years into the future.
4. If your intention was a blanket exemption from 30.36, then how would you intend to comply with the requirements of 10 CFR 30.36(d) to inform the NRC of cessation of licensed activities or decision to cease licensed activities within 60 days of the occurrence; and are you requesting relief from the ensuing requirements to provide a decommissioning plan (DP), if needed, within 12 months and to complete decommissioning activities within 24 months of approval of the DP? This will become moot if you are only requesting an exemption to the 24-month timeframe in 30.36(e)(2).
5. Finally, please clarify what you mean in the 5th sentence of the second to last paragraph on the last page: "The administrative burden is in excess of the risk to the public health and safety because the sites would still be under regulatory control of the permit and would remain so until the permit is terminated." Please keep in mind that the permit is granted for an authorized licensed activity that would cease once the site is slated for decommissioning. Therefore, the permit would have to be amended to show that no use would be allowed until decommissioning activities start, with oversight from the NRC and the MML.

We look forward to continuing to work with you to establish a method to effectively and safely complete site remediation and release licensed facilities for unrestricted use while still fulfilling our

responsibilities to the health and safety of the public and the environment.

Your reply must be an originally signed and dated letter. The preferred method is a scanned, signed letter submitted as a pdf document attached to an email; or it may be transmitted by facsimile to (610) 337-5269; or it may be sent by regular mail. If we do not receive a reply from you within 30 calendar days from the date of this e-mail, we will assume that you do not wish to pursue your exemption request. Please contact me with any additional questions or concerns.

Please respond by e-mail to acknowledge that you have received the e-mail request for additional information.

Regards,

Robin L. Elliott

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