



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION I
2100 RENAISSANCE BLVD.
KING OF PRUSSIA, PA 19406-2713

June 14, 2021

Fernando Cortés Castro,
Health and Safety Manager, RSO
Ferrovia Construction PR, LLC
San Jose Building Suite 901
1250 Ponce de Leon Avenue,
San Juan, PR 00907

**SUBJECT: FERROVIAL CONSTRUCCIÓN PR, LLC, REQUEST FOR ADDITIONAL
INFORMATION, MAIL CONTROL NO. 626912**

Dear Mr. Cortés:

This is in reference to your application and letter dated February 18, 2021, requesting to renew NRC License No. 52-31107-01. In order to continue our review, we need the following additional information:

1. Please complete and submit the Appendix B Checklist "Suggested Format for Providing Information Requested in Items 5 through 11 of U.S. Nuclear Regulatory Commission Form 313" to address these items (Items 5 through 11) of the NUREG. This document can be found in the Appendices at the end of NUREG-1556, Volume 1, Revision 2, which can be found at: <https://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v1/index.html>.
2. Your license currently authorizes the use or storage of NRC-licensed material at Bo. Guasabara arr. 796 Km 1.0, Caguas, PR, which was not listed in your renewal application. Based on the June 11, 2021, phone call, you do not wish to keep this authorization on your license. Please confirm that none of the sealed sources stored at this location had leakage detected above the limits described in your license (185 Bq or 0.005 μ Ci, per license condition 14D of your current license). If leakage above these limits was detected, please provide final status surveys demonstrating the location can be released for unrestricted use and removed from your license.
3. Your renewal application includes a request for authorization to use or store NRC-licensed material at Road PR 123, KM 9.7 Bo. Magueyes, Ponce, PR, which was not authorized on your current license. Based on the June 11, 2021, phone call, you have not begun storing NRC-licensed materials at this location. No response is necessary to this item.
4. For each location you wish to have authorized on your license: In accordance with NUREG-1556, Vol. 1, Rev. 2 "Consolidated Guidance About Materials Licenses: Program-Specific Guidance About Portable Gauge Licenses," Section 8.9: Please provide a facility diagram for each permanent portable gauge storage location. Include on the diagram the use of adjacent areas (including above and below), and information relevant to public dose and security as discussed in Sections 8.10.5, "Public Dose," and

8.10.6, "Operating, Emergency, and Security Procedures," respectively, in NUREG-1556, Vol. 1, Rev. 2."

5. Regarding the request to change the name on the license from Ferrovial Agroman S.A. to Ferrovial Construcción PR, LLC: Please review Appendix D of NUREG-1556, Volume 15, Revision 1, "Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials Licenses," which contains a list of recommended licensing actions for different descriptions of changes-of-control. NUREG-1556, Volume 15, Revision 1 can be found at <https://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v15/index.html>.
 - a. Please confirm whether you wish to change the name with no other changes to items on the license, and that no change in control or ownership has occurred.
 - b. If there are changes to items on the license, or changes in control or ownership, please provide a complete description of the change in control or ownership in accordance with NUREG-1556, Volume 15, Revision 1.

We will continue our review upon receipt of this information. Please reply to my attention at:

Jason vonEhr
Mail Control No. 626912
USNRC, Region I
Division of Radiological Safety and Security
2100 Renaissance Boulevard
King of Prussia, PA 19406

Or

R1DRSSMail.Resource@nrc.gov
Reference – Jason vonEhr
Mail Control No. 626912

In order to continue prompt review of your application, we request that you submit your response to this letter within 15 calendar days from the date of this letter.

An electronic version of the NRC's regulations is available on the NRC Web Site at: www.nrc.gov. Additional information regarding use of radioactive materials may be obtained on the NRC Web Site at: <http://www.nrc.gov/materials/miau/mat-toolkits.html>. This site also provides the link to the toolbox for updated information on the revised regulations for naturally-occurring and accelerator-produced radioactive materials (NARM).

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web Site at: <http://www.nrc.gov/reading-rm/adams.html>. Please be aware that you may request that certain portions of your submittal to NRC be withheld from public disclosure as proprietary information. To do this, you must execute an affidavit as specified in 10 CFR 2.390. You must list all portions that you wish to be held proprietary, along with your reasoning as to why that is appropriate. While it is allowable, please refrain from submitting proprietary information in support of a license unless necessary. Keep in mind that all NRC licenses are considered to be

in the public domain, and therefore may be viewed by any member of the public who requests to see them.

If you have any questions regarding this request for additional information, please contact Mr. Jason vonEhr at (610) 337-5256 or via electronic mail at Jason.vonEhr@nrc.gov.

Thank you for your cooperation.

Sincerely,

Betsy Ullrich, Senior Health Physicist
Commercial, Industrial, R&D
and Academic Branch]
Division of Radiological Safety and Security
Region I

License No. 52-31107-01
Docket No. 030-37094
Mail Control No. 626912

FERROVIAL CONSTRUCCIÓN PR, LLC, REQUEST FOR ADDITIONAL INFORMATION, MAIL CONTROL NO. 626912 DATED JUNE 14, 2021

DOCUMENT NAME: **G:\WBL Documents\WBL License RAIL52-31107-01.626912.RAI.docx**

SUNSI Review Complete: JEV1

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NAME	Jason vonEhr		Betsy Ullrich					
DATE	06/14/2021		6/14/21					

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