



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION IV
URANIUM RECOVERY FIELD OFFICE
BOX 25325
DENVER, COLORADO 80225

MAY 5 1989

URFO: RDS
Docket No. 40-8903

MEMORANDUM FOR: John Greeves, Acting Director, Division of Low Level
Waste and Decommissioning

FROM: A. Bill Beach, Director, Division of Radiation Safety
and Safeguards, Region IV

SUBJECT: MEMORANDUM OF UNDERSTANDING WITH EPA REGION 6, HOMESTAKE
URANIUM MILL

Enclosed is a draft Memorandum of Understanding that has been developed by the staffs of Region IV, NRC, and Region 6, EPA, dealing with our concurrent jurisdiction at the Homestake Mining Company's uranium mill near Milan, New Mexico.

The Homestake mill was placed on the National Priority List by EPA when the mill was regulated by the State of New Mexico under an agreement with the NRC. With the return of regulatory authority to the NRC by New Mexico, a situation of concurrent jurisdiction was created at the Homestake mill and at the Churchrock mill. On August 26, 1988, Region IV, NRC and Region 6, EPA, signed a Memorandum of Understanding for the Churchrock facility. This MOU was developed using the Churchrock MOU as a model and is based on the same premise, i.e., the NRC will be responsible for all on-site decommissioning and reclamation activities in accordance with Appendix A, 10 CFR Part 40. EPA will be responsible for off-site conformance to CERCLA requirements, in this case, dealing with elevated radon levels in several homes in the vicinity of the mill.

We would appreciate it if you would coordinate Headquarters review of this proposed MOU. We would expect this review to be much less involved than the Churchrock MOU, since this MOU is very similar to that at Churchrock and the precedent for signing such an agreement has been considered and set already.

You will note a number of typing and grammatical errors. It was sent to URFO in this form by EPA. The noted corrections will be made on the final version after comments have been resolved.

Upon agreement by Headquarters, we would arrange for a signing by the respective Regional Administrators at their earliest convenience. It is to both our advantages to get this agreement in place as soon as possible.



A. Bill Beach, Director
Division of Radiation Safety
and Safeguards

Enclosure: As Stated

DISTRIBUTION

Docket File No. 40-8903

PDR/DCS

BBeach, RIV

RDSmith

✓WBrown, RIV

RHall, RIV

RDMartin

BGarcia, RCPD, NM

TMorgan, NM

NWeber, NM

LLO Branch, LLWM

URFO r/f

CONCURRENCE:

DATE:

RDSmith/URFO/db

WBrown/RIV

RHall/RIV

BBeach/RIV

RMartin/RIV

<u>ES EPA</u>	<u>5/2/89</u>
<u>WBS</u>	<u>4/25/89</u>
<u>WB</u>	<u>5/4/89</u>
<u>RA</u>	<u>4/26/89</u>
<u>BB</u>	<u>4/27/89</u>
<u>(RM)</u>	<u>5/4/89</u>



Hand-carried to Arlington
by Ray Hall 4/3/89 46-8903

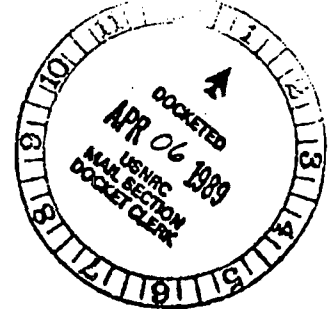
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VI
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202

Exemption 5
Draft Documents

MAR 31 1989

Mr. Dale Smith, Director
Uranium Recovery Field Office
U.S. Nuclear Regulatory Commission
P.O. Box 25325
Denver, Colorado 80225



RE: Homestake Mining Company (HMC) Site

Dear Mr. Smith:

We were pleased to have the opportunity to meet with Mr. Konwinski of your staff on March 9, 1989, to discuss the Commission's comments on the draft Memorandum of Understanding (MOU) for remedial action at the HMC site.

Enclosed is a revised draft of the MOU. Revisions from the previous draft are highlighted. With these changes made, it is our desire to schedule a date for signing of the MOU by respective Regional Administrators. Please call me or have your staff coordinate with William Rowe, of my staff, regarding an appropriate time and place for this signing. He may be reached at (214) 655-6740 or (FTS) 255-6740.

Sincerely yours,

Allyn M. Davis

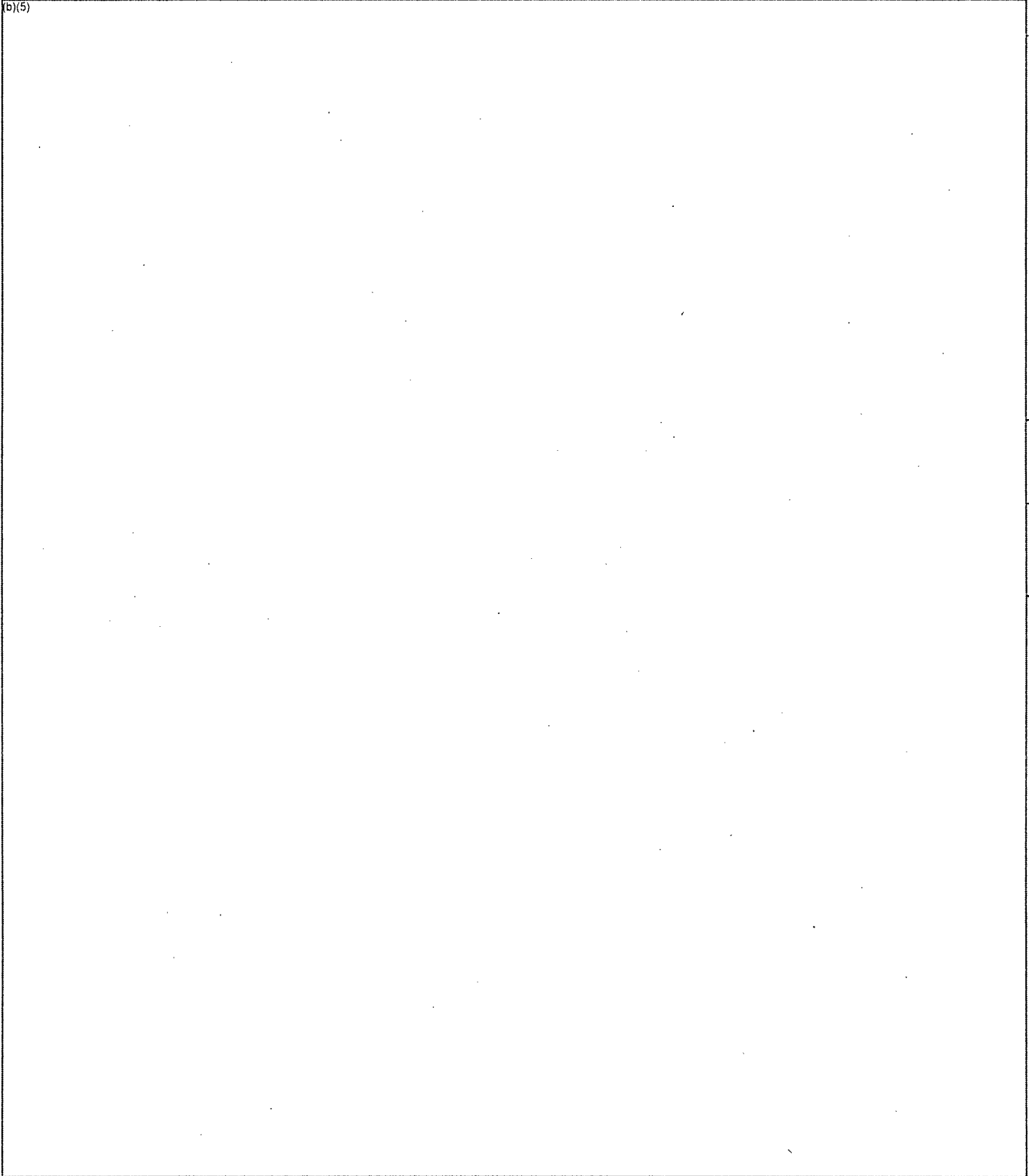
Allyn M. Davis
Director
Hazardous Waste Management Division (6H)

Enclosure

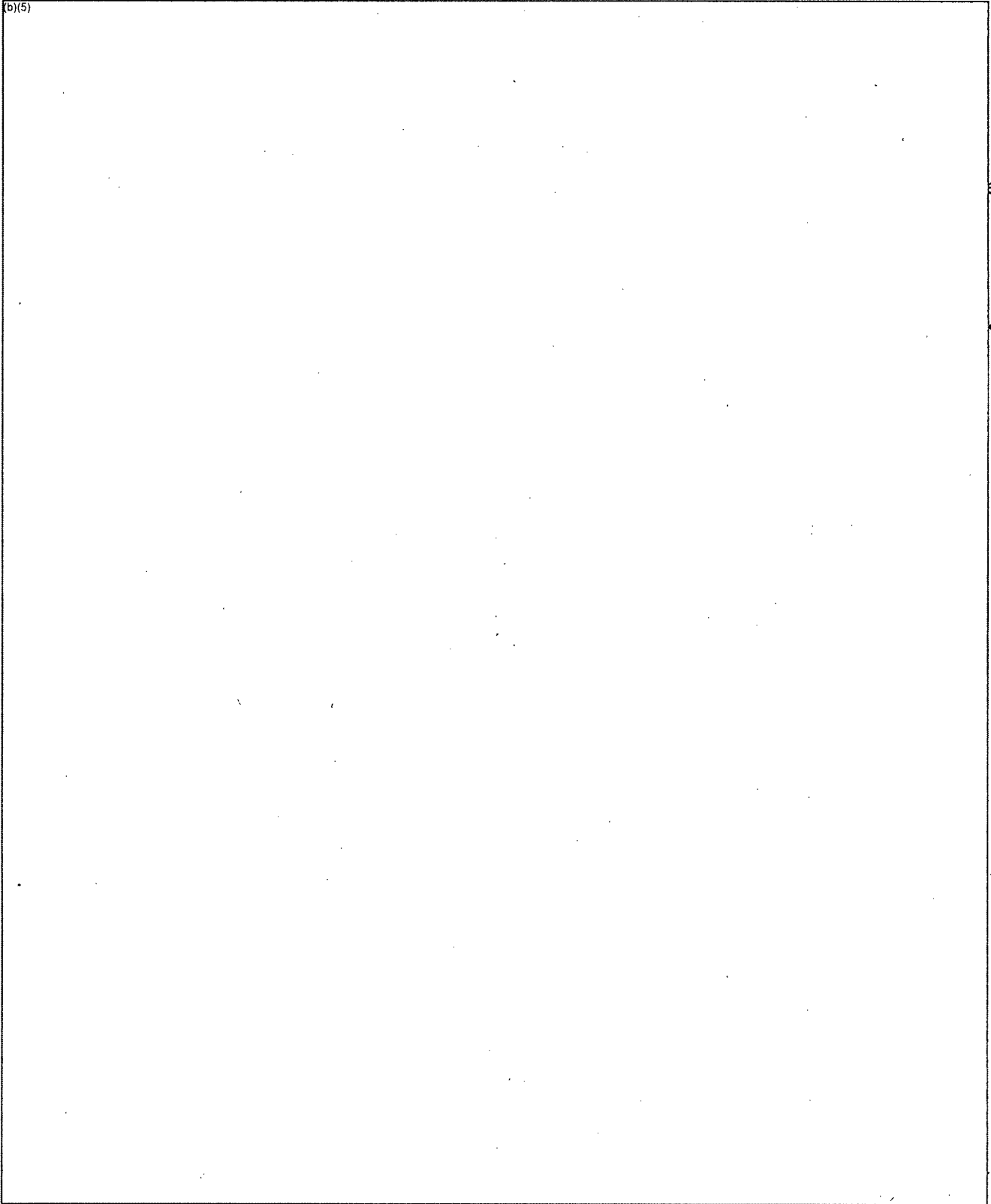
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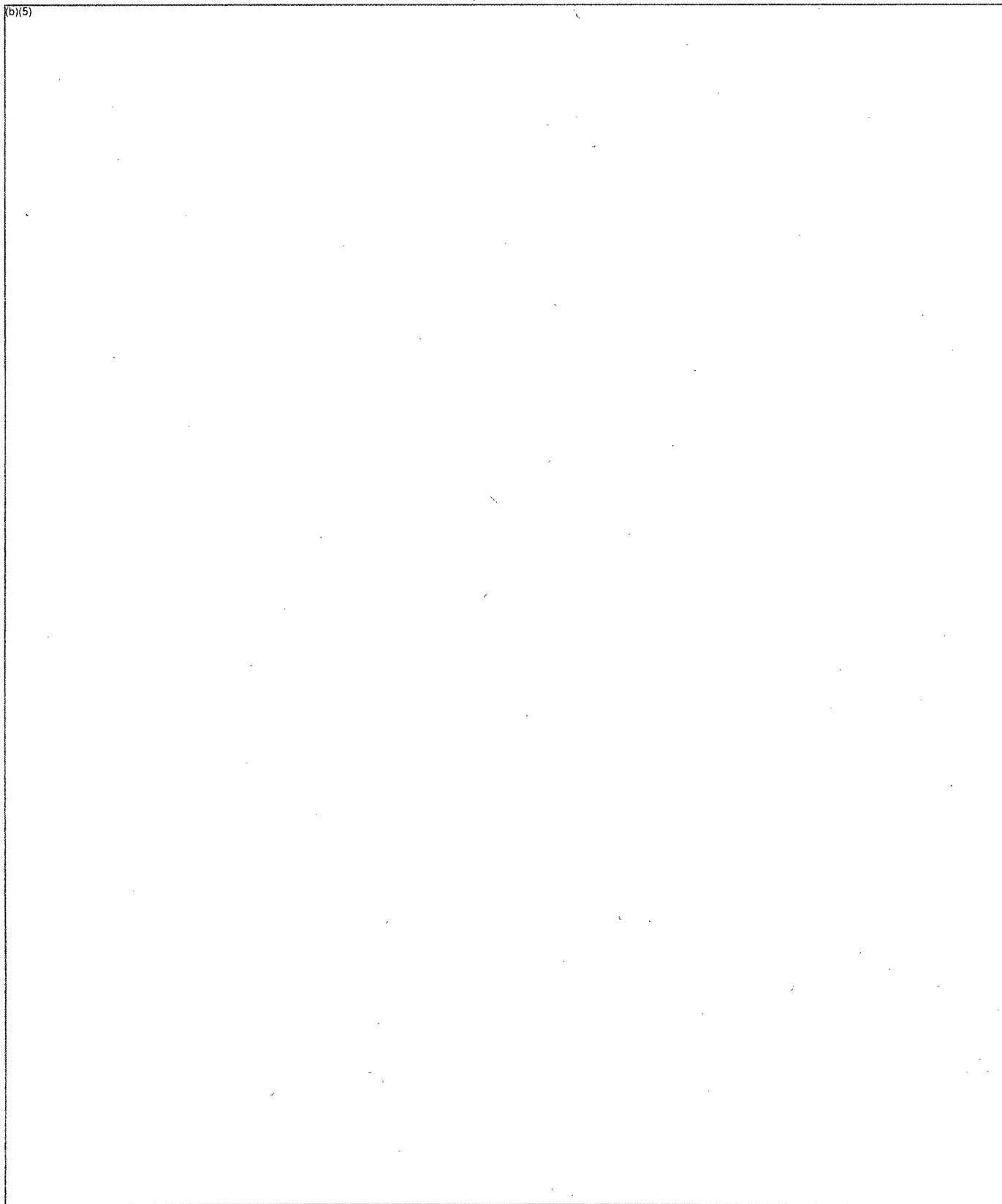
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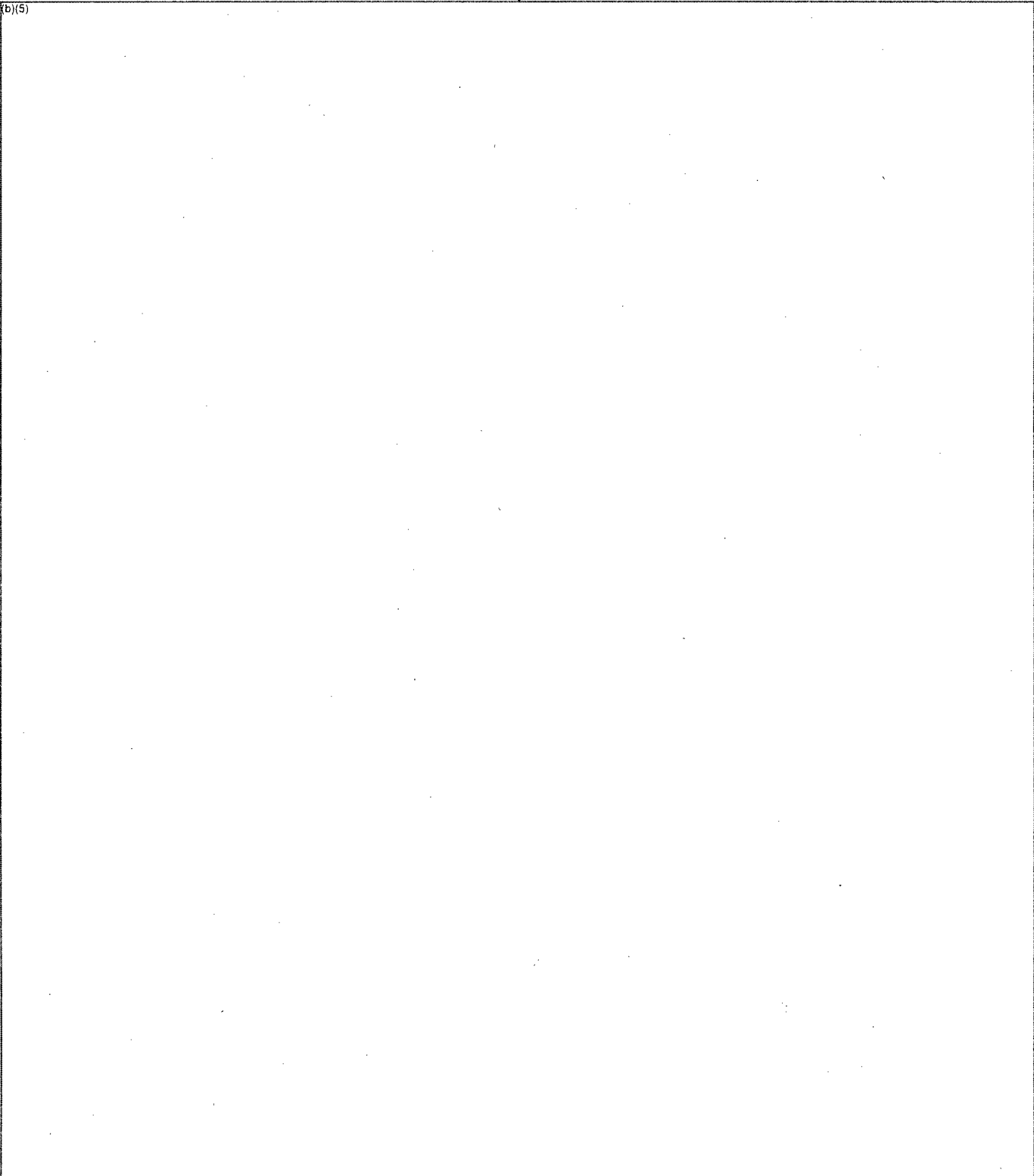


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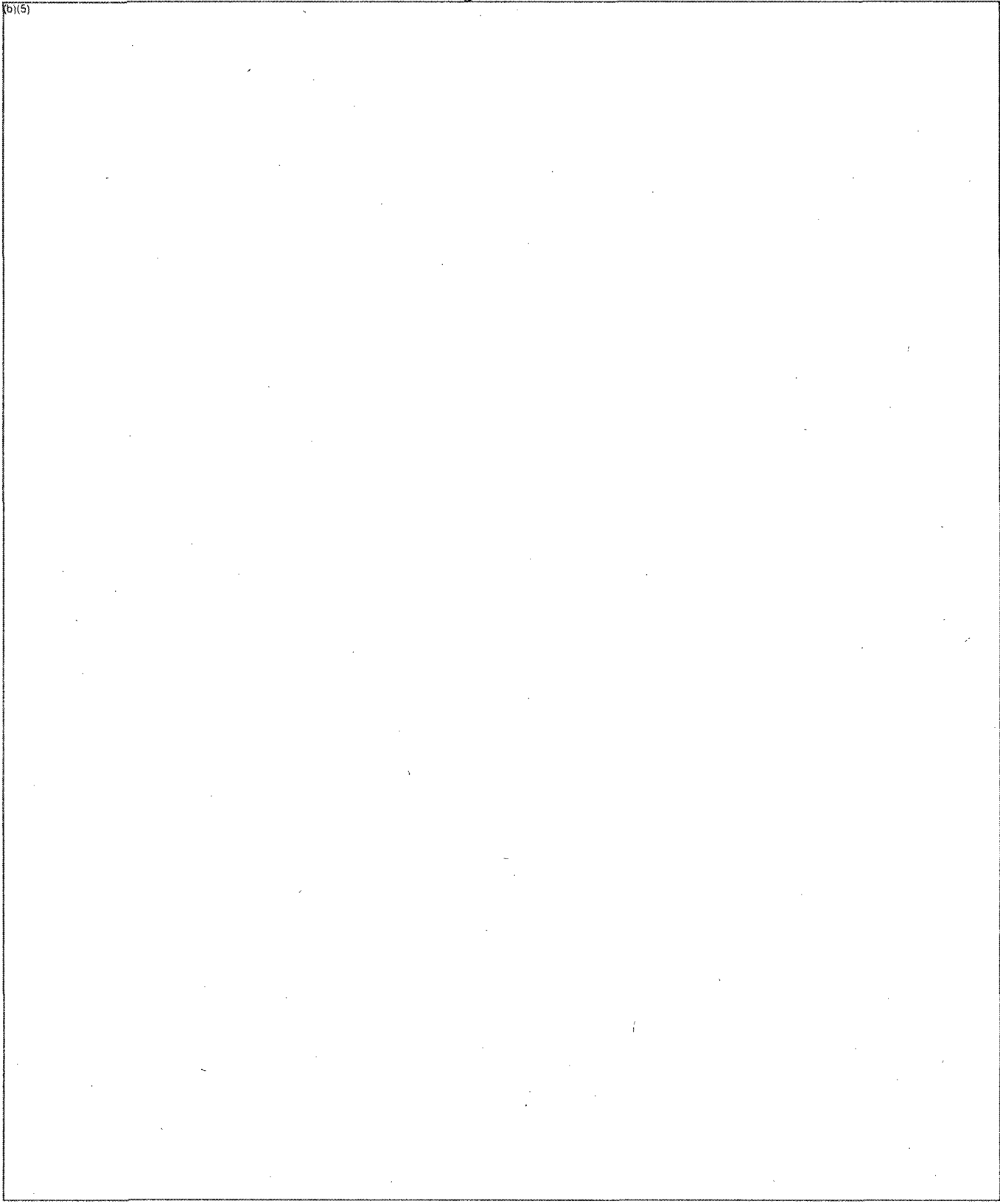
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