



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005

December 8, 2004

MEMORANDUM TO: Docket File 030-01063

THROUGH: D. Blair Spitzberg, Ph.D., Chief /RA/
Fuel Cycle & Decommissioning Branch
Division of Nuclear Materials Safety

FROM: Robert Evans, P.E., C.H.P., Senior Health Physicist /RA/
Fuel Cycle & Decommissioning Branch
Division of Nuclear Materials Safety

SUBJECT: TELEPHONE CALL WITH STATE OF SOUTH DAKOTA REGARDING
FORMER BURIAL SITE AT AUGUSTANA COLLEGE

On December 3, 2004, I contacted the State of South Dakota to obtain their response to the NRC's letter dated October 27, 2004. In summary, the State agreed with the NRC's position and have no additional comments about the draft Environmental Assessment (EA) for Augustana College. Accordingly, I recommend publishing the final EA in the Federal Register.

Background

By letter dated September 10, 2004, the NRC requested the State of South Dakota's comments regarding the draft EA for a former burial site at Augustana College. The State responded by letter dated September 23, 2004, requesting that the NRC consider institutional controls to ensure that the burial site would not be disturbed in the future. The NRC responded by letter dated October 27, 2004, concluding that since Augustana College met the 25-millirem criteria of 10 CFR 20.1402, it was appropriate to release the site without restrictions or institutional controls. The State of South Dakota did not respond in writing to the NRC's October 27, 2004, letter.

Telephone Notes

I contacted Rick Lancaster, Environmental Project Scientist for South Dakota Department of Environment & Natural Resources, during the week of November 30, 2004, to obtain the State's response to the NRC's October 27, 2004, letter. Mr. Lancaster referred me to Vonni Kallemeyn, Administrator, Waste Management Program, Department of Environment & Natural Resources, for the State's response.

Ms. Kallemeyn and I talked about Augustana College on December 3, 2004. Ms. Kallemeyn accepted the NRC's position as documented in the October 27, 2004, letter, but informed me that South Dakota will continue to pursue the issue of institutional controls directly with the College.

Conclusion

Since the State of South Dakota has no open issues or comments about the draft EA, I recommend publishing the EA and associated Finding of No Significant Impact (FONSI) in the Federal Register following OGC review.

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