



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

January 12, 2005

Docket No. 03006528
Control No. 136199

License No. 45-01378-01

R. Cornell Hudgins
Radiation Safety Officer
Giant Yorktown Refinery
2201 Goodwin Neck Road
Grafton, VA 23692

SUBJECT: GIANT YORKTOWN REFINERY, REQUEST FOR ADDITIONAL
INFORMATION CONCERNING APPLICATION FOR AMENDMENT TO
LICENSE, CONTROL NO. 136199

Dear Mr. Hudgins:

This is in reference to your letter dated December 21, 2004 requesting to amend Nuclear Regulatory Commission License No. 45-01378-01. In order to continue our review, we need the following additional information:

1. Your application should have been signed by a management representative rather than the Radiation Safety Officer. The NRC views a letter signed by a management representative as indication that management has reviewed the application and concurs in the statements and representations contained therein. A management representative should sign all future correspondence that requests a change in your license.
2. Your license was written for fixed and portable gauge activities. However, during a review of your license and current inventory, we noted that you do not possess any portable gauges, but possess fixed gauges and x-ray fluorescence analyzers. In order to have the license reflect actual conditions, please provide the following:
 - a. Please submit your license application using the guidance in NUREG-1556, Volume 4, "Consolidated Guidance About Materials Licensees: Program-Specific Guidance About Fixed Gauges" (enclosed). The checklist in Appendix B in NUREG-1556, Volume 4 contains procedures that are acceptable to the NRC and may be used to submit your response. Please photocopy Appendices A and B, checkmark the appropriate boxes, and submit.

- b. Please submit your license application using the guidance in NUREG-1556, Volume 7, "Consolidated Guidance About Materials Licensees: Program-Specific Guidance About Academic, Research and Development, and Other Licenses of Limited Scope" (enclosed). The checklist in Appendix D in NUREG-1556, Volume 7 contains procedures that are acceptable to the NRC and may be used to submit your response. Please photocopy pages D-6 to D-11 in Appendix D, checkmark the appropriate boxes, and provide the requested additional information.
3. According to your inventory, there are 4 sources that are not repairable and another 2 that are in permanent storage. Since you do not intend to use these sources, we will list them on your license as awaiting disposal. Please provide your plans for proper disposal and/or transfer of these sources.

Please note that on October 25, 2004, the NRC suspended public access to ADAMS, and initiated an additional security review of publicly available documents to ensure that potentially sensitive information is removed from the ADAMS database accessible through the NRC's web site. Interested members of the public may obtain copies of the referenced documents for review and/or copying by contacting the NRC Public Document Room pending resumption of public access to ADAMS. The NRC Public Document Room is located at NRC Headquarters in Rockville, MD, and can be contacted at 800-397-4209 or 301-415-4737 or pdf@nrc.gov.

We will continue our review upon receipt of this information. Please reply to my attention at the Region I Office and refer to Mail Control No. 136199. If you have any technical questions regarding this deficiency letter, please call me at (610) 337-5251.

If we do not receive a reply from you within 30 calendar days from the date of this letter, we shall assume that you do not wish to pursue your application.

Sincerely,

Original signed by Kathy Dolce Modes

Kathy Dolce Modes
Health Physicist
Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosures:

1. 10 CFR Parts 19, 20, 21, 30, and 31
2. NUREG-1556, Volumes 4 and 7
3. NRC Form 313

R. Hudgins
Giant Yorktown Refinery

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