

Poy, Stephen

From: Brown, Carrie
Sent: Tuesday, March 15, 2011 8:29 AM
To: Sarah Fields
Subject: RE: FSME-2011-AS-0004

Categories: Yellow Category

Ms. Fields,

Thank you for the clarifications, the record will accurately reflect your concerns as you have indicated. Thank you!

Carrie Brown

From: Sarah Fields [<mailto:sarah@uraniumwatch.org>]
Sent: Monday, March 14, 2011 5:41 PM
To: Brown, Carrie
Subject: FSME-2011-AS-0004

Dear Ms. Brown,

I received your letter regarding my concern about the Colorado Department of Public Health and Environment: FSME-2011-AS-0004.

I do not believe that you completely characterized my concern. Please note that the title of my Allegation is: "Allegation of Violation of the Atomic Energy Act, 42 U.S.C. § 2021(o) by the Colorado Department of Public Health."

1. With respect the first concern, it should read: "The CDPHE has not issued a public notice announcing an opportunity for the public to submit comments and participate in a public hearing regarding the issuance of a license for the new Piñon Ridge Uranium Mill and the Environmental Impact Analysis, subsequent to the release of the Environmental Impact Analysis. "

[Note that: the CDPHE believes that the public comment period and public hearings held prior to the release of the Environmental Impact Analysis met the requirements for a public comment and hearing opportunities.]

2. The Statement of Concerns should include the following, because this is the most important aspect of my concern:

The CDPHE failed to comply with the requirements in the Atomic Energy Act, 42 U.S.C. Section 2021(o), which requires procedures for uranium recover licenses under State law which include an opportunity, after public notice, for written comments and a public hearing, with a transcript, and that the written environmental analysis should be available to the public before the notice and comment and hearing opportunity. The CDPHE has not published a notice providing an opportunity for public comment and a hearing after the release of the Environmental Impact Analysis for the Piñon Ridge Uranium Mill, as required under the Atomic Energy Act.

If you have any questions, please contact me.

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Sarah Fields
Uranium Watch