



**NYSERDA**

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Governor

**RICHARD L. KAUFFMAN**  
Chair

**JOHN B. RHODES**  
President and CEO

January 30, 2017

Mr. Theodore Smith, Acting Chief  
Materials Decommissioning Branch  
Division of Decommissioning, Uranium Recovery and Waste Programs  
Office of Nuclear Material Safety and Safeguards  
U.S. Nuclear Regulatory Commission  
11545 Rockville Pike  
Rockville, MD 20852

Dear Mr. Smith:

The New York State Energy Research and Development Authority (NYSERDA) is providing the U.S. Nuclear Regulatory Commission (NRC) with an update to the 30-day notification letter sent to Mr. Matthew Meyer on October 13, 2016 regarding upcoming work activities on the Retained Premises of the Western New York Nuclear Service Center. A 30-day notification of upcoming work activities was requested in NRC's June 14, 2016 Request for Additional Information Regarding Activities on the Western New York Nuclear Service Center Retained Premises.

NYSERDA's October 13, 2016 letter stated that in August 2016, the Cattaraugus County Department of Public Works informed NYSERDA that the County intended to replace two culverts along Rock Springs Road that are located on the Retained Premises of the Center. One of those two culverts (Ashford #22), is located in the impacted area of the site known as the Cesium Prong. NYSERDA also informed you that, according to Cattaraugus County, the replacement of Culvert Ashford #22 must be completed during the 2017 construction season to ensure that the road remains structurally sound and safe for public use.

Following the transmittal of the October 13, 2016 30-day notification letter to NRC, NRC issued NYSERDA a letter dated January 11, 2017, which clarified for NYSERDA its options for conducting work on the Retained Premises in contaminated or potentially contaminated areas. NYSERDA will proceed with the culvert replacement work under Option 4 set forth in the NRC letter. NYSERDA and the U.S. Department of Energy-West Valley Demonstration Project (DOE-WVDP) have agreed that the culvert replacement work falls under the authority of Section 4.12 of the *Cooperative Agreement between United States Department of Energy and New York State Energy Research and Development Authority on the Western New York Nuclear Service Center at West Valley, New York*. As such, NYSERDA and DOE have agreed that DOE-WVDP will be providing the radiological safety assessments and any other necessary radiological support for this project.

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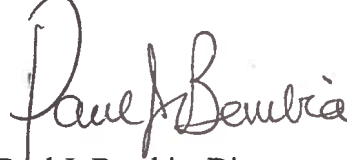
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Please contact me at (716) 942-9960 ext. 4900 if you have questions or concerns.

Sincerely,

WEST VALLEY SITE MANAGEMENT  
PROGRAM



Paul J. Bembia, Director  
West Valley Site Management Program

PJB/amd

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