

October 10, 1996

Lancaster Colony Corporation
ATTN: Mr. Ken Cassidy
Corporate Environmental Manager
37 West Broad Street
Columbus, OH 43215

SUBJECT: NRC INSPECTION REPORT NO. SUC-00628/96-01

Dear Mr. Cassidy:

The NRC has reviewed the records of all formerly licensed sites for licenses that were terminated before 1985 to determine if the sites had been properly decommissioned. As a result of this review, the site described in License No. SUC-00628, Fostoria Glass Company (FGC), Moundsville, West Virginia, was identified as a site which required further investigation to verify that it was properly decommissioned and met the current criteria for release for unrestricted use.

On August 14, 1996, the NRC completed an inspection at the former FGC facility in Moundsville, West Virginia, to assess the current radiological status of the formerly licensed site. The enclosed report (enclosure 1) presents the results of that inspection, which were discussed with you on September 12, 1996.

During the inspection, the inspector made direct observations and obtained radiological measurements in the area of the facility where radioactive materials were used and stored. The inspector also obtained a water sample from each of the three ground water monitoring wells at the site. Based on the results of the inspection, areas of contamination within the facility were identified which exceed the criteria for release of the facility for unrestricted use.

The inspector also tried to determine where licensed material may have been disposed by burial as described in the documents contained in the retired license docket file (enclosure 2). Information in this file indicates that FGC disposed of 328 pounds of depleted uranium by burial as provided in 10 CFR 20.304. The only reference to the area where FGC may have buried this material is described as the "dump". The inspector was unable to determine the location of this dump during the inspection, but did determine that it is possible that the dump was a municipal land fill called the Angel Flats Dump. The NRC has recently determined that licensee's who disposed of material by burial per 10 CFR 20.304 are subject to the Timeliness Rule (59 FR 36026, effective August 15, 1994) and must follow the notification requirements of the rule as well as address the decommissioning requirements associated with the rule. This issue is further addressed in the enclosed Information Notice 96-47 (enclosure 3).

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As discussed above, areas within the FGC facility exceed the current criteria for release of the facility for unrestricted use (enclosure 4). We understand that Lancaster Colony Corporation bought the FGC and baring any evidence to the contrary, consider Lancaster Colony Corporation the current owner of the site. The NRC policy is to request that the current owner of a terminated site with confirmed contamination above the release criteria to undertake remediation activities to decontaminate and decommission the facility. We ask that you review the enclosed report and related enclosures and notify us of the actions Lancaster Colony Corporation will take to decontaminate and decommission the former FGC site so that it meets the unrestricted release criteria. We ask that you provide your response within 30 days of the date of this letter.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosures will be placed in the NRC Public Document Room.

If you have any questions regarding the inspection report, the Information Notice or the requirements regarding the burial site, please contact Mr. Jay L. Henson, at (404) 331-0344.

Sincerely,

(original signed by
J. P. Potter)

John P. Potter, Chief
Materials Licensing/Inspection Branch 2
Division of Nuclear Materials Safety

Docket No.: 040-03366 (retired)
License No.: SUC-00628 (retired)

Enclosures: 1. NRC Inspection Report
No. STB-00628/96-01
2. Docket File Records
3. Information Notice 96-47
4. Release Criteria

cc w/encls: State of Ohio

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