

FEB 10 1997

Docket No. 030-21261

License No. 37-20848-01

Mr. William J. McCloskey, III
1515 Ivy Wood Way
Lansdale, PA 19446

SUBJECT: DECOMMISSIONING TIMELINESS REQUIREMENTS

Dear Mr. McCloskey:

Our May 31, 1996 letter from the License Fee and Accounts Receivable Branch (LFARB) finalized the Order Suspending License on April 1, 1996, thus changing your license to "storage only" status as of the date of the Order. The letter also denied your request to retroactively change your license to "storage only" for the time period of 1993 to 1996.

This letter serves as notification of the requirements of 10 CFR 30.36 (enclosed). 10 CFR 30.36(d)(3) requires, in part, that each licensee provide notification to the NRC in writing if no principal activities under the license have been conducted for a period of 24 months, and either begin decommissioning its site such that the building or outdoor area is suitable for release in accordance with NRC requirements, or submit within 12 months of notification a decommissioning plan, if required by 10 CFR 30.36(g)(1). Your licensed activities do not require a decommissioning plan, but, for the purposes of decommissioning, your obligations begin under the rule as of the date of the issuance of the rule on August 15, 1994. Your March 18, 1996 correspondence responding to our March 1, 1996 notice of an Order Suspending License Effective Immediately serves as the required 60 day notification and states that principal activities under the license were last conducted in 1987. 10 CFR 30.36(h) requires that licensees complete decommissioning of the site and request termination of its license as soon as practicable, but no later than 24 months following the initiation of decommissioning. The only action necessary to decommission your site is the transfer of the sealed sources to an authorized recipient such as a licensed waste disposal company, the gauge manufacturer, or a company licensed to possess portable gauges of the type you possess after ensuring that a leak test for contamination has been performed within the last six months. If you do not divest yourself of this material by March 18, 1997, you will be in violation of 10 CFR 30.36(h) and such violations may result in significant enforcement action, including imposition of monetary civil penalties. Upon completion of decommissioning, you must provide written notification to the NRC that you have divested yourself of all licensed materials. This notification must include a clear description of all material possessed and a receipt or other documentation that the material has been received by an authorized recipient as defined in 10 CFR 30.41. You should use the enclosed NRC Form 314 for this purpose.

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W. McCloskey

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In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter will be placed in the Public Document Room (PDR). No reply to this letter is required.

Your cooperation with us is appreciated.

Sincerely,

ORIGINAL SIGNED BY:

Jenny M. Johansen, Chief
Nuclear Materials Safety Branch 3
Division of Nuclear Materials Safety

Docket No.: 030-21261
License No.: 37-20848-01

Enclosures:

1. 10 CFR Part 30
2. List of Disposal Firms
3. NRC Form 314

cc w/o enclosures:
Commonwealth of Pennsylvania

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