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UNITED STATES  
NUCLEAR REGULATORY COMMISSION

October 12, 2021

Ms. Elise Malek  
Licensing Manager  
Westinghouse Columbia Fuel Fabrication  
5801 Bluff Road  
Hopkins, South Carolina 29061-9121

SUBJECT: WESTINGHOUSE ELECTRIC COMPANY, LLC – AMENDMENT 28 TO  
MATERIAL LICENSE SNM-1107, EXEMPTION FOR ALTERNATE DISPOSAL OF  
SPECIFIC WASTE (ENTERPRISE PROJECT IDENTIFIER L-2021-LLA-0101)

Dear Ms. Malek:

In response to your letter dated June 1, 2021 (Agencywide Documents Access and Management System [ADAMS] Accession No. ML21153A001), as supplemented on September 13, 2021 (ADAMS Accession No. ML21257A468) and pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Sections 20.2002, 70.11 and 30.11, the U.S. Nuclear Regulatory Commission (NRC) is granting an exemption from the requirements in 10 CFR 70.3 "License requirements," and 10 CFR 30.3 "Activities requiring license" and issuing a conforming license amendment to allow Westinghouse to transfer certain specific waste containing byproduct and special nuclear material for disposal to the US Ecology Idaho, Inc. Resource Conservation and Recovery Act Subtitle C disposal facility near Grand View, Idaho. Corresponding exemptions from Sections 30.3 and 70.3 are being issued to WEC and USEI.

Safety Condition S-13 of your license is added to state the following:

- S-13 The licensee is granted an exemption from the requirements of 10 CFR 70.3 and 10 CFR 30.3, pursuant to 10 CFR 30.11 and 10 CFR 70.11 to allow it to transfer for disposal 133,000 ft<sup>3</sup> of solid Calcium Fluoride waste material (all of this material is known to contain <0.5 weight percent U-235) to the US Ecology Idaho, Inc. (USEI) Resource Conservation and Recovery Act (RCRA) Subtitle C disposal facility near Grand View, Idaho as described in its supplemental submittal dated September 14, 2021.

Documents transmitted by this letter  
contain **Security-Related Information**.  
When separated from Enclosure 3, this  
letter is decontrolled.

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Condition 1 is also modified to reflect WEC's submittal in association with this request. All other conditions of this license shall remain the same. The amended license, safety evaluation report, exemption notice, and environmental assessment (EA) are enclosed. The EA was published in the *Federal Register* (86 FR 56729) on October 12, 2021. An exemption notice will also be published in the *Federal Register*. Further action on WEC's June 1, 2021 request, if any, will be based upon WEC's response to the NRC staff's September 13 request for additional information (ADAMS Accession No. ML21257A468). Enterprise Project Identifier L-2021-LLA-0101 is considered closed.

In accordance with 10 CFR Section 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from ADAMS. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this matter, please contact David Tiktinsky of my staff at 301-415-8740 or via e-mail at [David.Tiktinsky@nrc.gov](mailto:David.Tiktinsky@nrc.gov).

Sincerely,

Jacob I. Zimmerman, Chief  
Fuel Facility Licensing Branch  
Division of Fuel Management  
Office of Nuclear Material Safety  
and Safeguards

Docket No. 70-1151  
License No. SNM-1107

Enclosures:

1. Safety Evaluation Report (Public)
2. Amendment 28 – SNM License 1107 (Public)
3. Amendment 28 – SNM License 1107 (Non-Public)
4. Exemption *Federal Register* Notice
5. Environmental Assessment *Federal Register* Notice

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DATE: October 12, 2021

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