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FOI/PA REQUEST

Case No: 99-230
Date Rec'd: 5-14-99
Action Off: Reed
Related Case: _____

May 14, 1999

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SENT BY TELECOPIER & FIRST-CLASS MAIL

Freedom of Information Act and Privacy Act Officer
United States Nuclear Regulatory Commission
Mail Stop T-6 D8
Washington, D.C. 20555-0001

Re: Freedom of Information Act Request.

Dear Sir or Madam:

This is a request for records under the Freedom of Information Act, 5 USC §552, and Nuclear Regulatory Commission regulations, 10 C.F.R. Part 9, Subpart A. As used in this request, the term "record" has the meaning set out in 10 C.F.R. § 9.13. We request the right to review all records within the possession of the Commission relating to:

1. The nature, extent, and any identified or potential sources (including natural or anthropomorphic) of contamination involving radioactive materials at the wastewater treatment facilities and/or sludge or ash management facilities owned or operated by the Kiski Valley Water Pollution Control Authority ("KVVWPCA"), in Armstrong County, Pennsylvania (the "KVVWPCA Facilities").
2. The nature and extent of any radioactive materials contained in wastewater discharges from former Nuclear Materials and Equipment Corporation/Babcock & Wilcox Company facility in Apollo, Pennsylvania (reference NRC License No. SNM-145, Docket No. 70-135) (the "Apollo Facility") flowing directly or indirectly into any interceptor or sewer line connected to the KVVWPCA Facilities in Armstrong County, PA.
3. The nature and extent of any radioactive materials contained in wastewater discharges from former Nuclear Materials and Equipment Corporation/Babcock

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& Wilcox Company facility in Parks Township, Pennsylvania (reference NRC License No. SNM-414, Docket No. 70-364) (the "Parks Facility") flowing directly or indirectly into any interceptor or sewer line connected to the KVVWPCA Facilities.

4. Monitoring or sampling of wastewater discharged from the Apollo Facility and Parks Facility showing concentrations of radionuclides or other radioactivity.
5. Monitoring or sampling of radioactive materials in wastewater in any interceptor or other sewer line operated by KVVWPCA showing concentrations of radionuclides or other radioactivity.
6. Monitoring or sampling of radioactive materials in wastewater at the KVVWPCA Facilities.
7. Monitoring or sampling of sludge generated by the KVVWPCA wastewater treatment plant, and monitoring or sampling of ash generated by incineration of sludge produced by the KVVWPCA wastewater treatment plant, showing concentrations of radionuclides or other radioactivity.
8. Communications between the NRC and the KVVWPCA or any agent acting on behalf of the KVVWPCA relating to (i) radioactive constituents in the wastewater discharged from the Apollo Facility or the Parks Facility to the KVVWPCA interceptor or sewer lines or KVVWPCA Facilities; (ii) the nature, amount or sources of radionuclides or other radioactivity in the influent to or effluent from the KVVWPCA wastewater treatment plant, the sludge generated by the KVVWPCA wastewater treatment plant, the ash resulting from incineration of such sludge, or the materials deposited in the KVVWPCA sewage sludge and ash lagoon; or (iii) requirements or proposals for the remediation of any such radionuclides or other radioactivity in sludge or ash resulting from incineration of such sludge..
9. Communications between the NRC and any other federal or state governmental agencies relating to (i) radioactive constituents in the wastewater discharged from the Apollo Facility or the Parks Facility to the KVVWPCA interceptor or sewer lines or KVVWPCA Facilities; (ii) the nature, amount or sources of radionuclides or other radioactivity in the influent to or effluent from the KVVWPCA wastewater treatment plant, the sludge generated by the KVVWPCA

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wastewater treatment plant, the ash resulting from incineration of such sludge, or the materials deposited in the KVVWPCA sewage sludge and ash lagoon; or (iii) (requirements or proposals for the remediation of any such radionuclides or other radioactivity in sludge or ash resulting from incineration of such sludge.

We request that you provide us with a date to review the requested records as soon as possible. To that end, we confirm in advance our willingness to reimburse the Commission for any applicable fees incurred in connection with this request. In the event any part of this request is denied, we respectfully request that you fully describe the document or information withheld and the basis for your action.

Please call me at your earliest convenience to discuss this request, or if you have any questions.

Very truly yours,



R. Timothy Weston