

From: [REDACTED] >
To: [REDACTED]
Sent: Thu Oct 28 09:09:02 2010
Subject: FW: Approval letter

FYI

[REDACTED]
EnergySolutions, LLC
[REDACTED]
[REDACTED]

From: [REDACTED]
Sent: Thu 10/28/2010 11:57 AM
To: [REDACTED]
Subject: Approval letter

Here is the signed approval letter

[REDACTED]

New York State Department of Environmental Conservation

Division of Materials Management, Region 9

270 Michigan Avenue, Buffalo, New York, 14203-2915

Phone: (716) 851-7220 • FAX: (716) 851-7226

Website: www.dec.ny.gov



October 28, 2010

[REDACTED]
Project Manager
TPMC-Energy Solutions, LLC
222 Valley Creek Blvd
Exton, Pennsylvania 19341-2385

Dear [REDACTED]

**TPMC-Energy Solutions, LLC (TES) letter of
October 15, 2010 regarding Disposal of
Demolition Waste from Niagara Falls Storage
Site Building 401**

In the above referenced letter TES requested a New York State Department of Environmental Conservation (The Department) approval for waste material from the demolition of building 401 to be either recycled or disposed of in New York State. Your letter indicated that the material would be certified to be non-radioactive in accordance with the project work plans and terms outlined in the letter.

The Department hereby grants its approval to ship non-hazardous material resulting from the building demolition to facilities in New York provided that the following conditions are met:

1. Waste is shown to be radiologically clean. This means that any detectable activity is within two standard deviations from the mean background levels for the specific construction media being evaluated for in-state recycling/disposal. To support the determination that the material being sent off site is radiologically clean, TES will provide weekly data submittals from the prior week's radiological surveys.
2. Each outgoing waste shipment must be subjected to a dose rate survey with a MicroR instrument. Such surveys should be indistinguishable from background in order to make shipment.
3. Waste is properly profiled, where applicable, in accordance with disposal facility Waste Acceptance Criteria.
4. Mixed waste will not be disposed of in the State of New York.

The Department will continue to monitor this project to ensure that waste is managed in accordance with New York State regulations. The Department reserves the right to rescind this approval at any time if it finds that material is handled in a non-compliant manner.

[REDACTED]
October 28, 2010
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Please contact me at [REDACTED] if you have any questions.

Sincerely,

[REDACTED]
[REDACTED]
Regional Materials Management Engineer

[REDACTED]
cc: [REDACTED]