

12.10-4

John Neenan

United States Government

Department of Energy

memorandum

12.10
11269

DATE: MAY 10 1995

REPLY TO
ATTN OF: EM-421 (W. A. Williams, 301-903-8149)

SUBJECT: Records for the West Chicago Site

The File

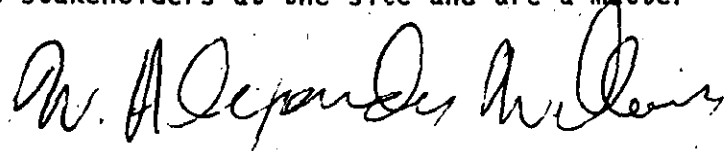
TO:

After review of the available records concerning the former Lindsay Light and Chemical Company site in West Chicago, Illinois. I have determined that it is not necessary to transmit Department of Energy (DOE) records to the municipality to inform public officials of the activities at this site. This site has been licensed by the Nuclear Regulatory Commission (NRC) for many years, and the nature of the rare earth and thorium production at the site are well known. Remediation of this facility is being addressed by the current owner, the NRC, the U.S. Environmental Protection Agency, and the State of Illinois. Extensive controversy and litigation has also taken place.

Most of the available records are part of the regulatory record for the site. Further, many of the records were written by other agencies or are responses to information requests from the site owner or other agencies. These have become part of the regulatory record, and their transmittal at this time is clearly redundant.

In addition, Title X of the Energy Policy Act of 1992 requires DOE to reimburse the property owner 40 million dollars for a portion of their remedial action costs attributed to Federal-related byproduct materials. As a result, transmittal of the records might generate confusion as to DOE's role.

In summary, transmittal of the records would not serve a useful purpose since (1) the appropriate municipal officials are aware of the site, (2) the nature of activities at the site are a matter of public record, (3) the prior involvement by DOE predecessors is a matter of public record, and (4) most (if not all) of the records have been previously provided to one or more of the stakeholders at the site and are a matter of public record.



W. Alexander Williams, PhD
Designation and Certification Manager
Off-Site/Savannah River Program Division
Office of Eastern Area Programs
Office of Environmental Restoration

Attachment

cc/w attach:
D. Mathes, EM-451