

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

John T. Conway, Chairman
A.J. Eggenberger, Vice Chairman
Edson G. Case
ohn W. Crawford, Jr.
Herbert John Cecil Kouts

HAND DELIVERED

March 8, 1990

Honorable James D. Watkins
Secretary of Energy
Washington, DC 20585

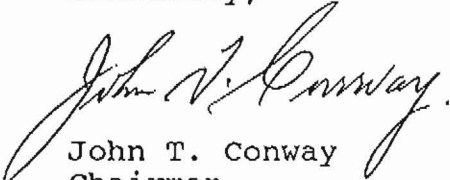
Dear Mr. Secretary:

On March 8, 1990, the Defense Nuclear Facilities Safety Board, in accordance with Section 312(5) of Public Law 100-456, approved a number of recommendations which are enclosed for your consideration.

Section 315(A) of Public Law 100-456 requires the Board, after receipt by you, to promptly make these recommendations available to the public in the Department of Energy's regional public reading rooms. Please arrange to have these recommendations placed on file in your regional public reading rooms as soon as possible.

The Board will publish these recommendations in the Federal Register.

Sincerely,


John T. Conway
Chairman

Enclosure

RECOMMENDATION TO THE SECRETARY OF ENERGY
pursuant to Section 312(5) of the
Atomic Energy Act of 1954, as amended.

Dated: March 8, 1990

As required by the Atomic Energy Act, the Defense Nuclear Facilities Safety Board has begun a review and evaluation of the content and implementation of standards relating to the design, construction, operation and decommissioning of defense nuclear facilities of the Department of Energy (DOE). In its initial phases, the Board has concentrated its efforts on evaluating the adequacy of DOE Orders and Draft DOE Orders as they apply to health and safety aspects of defense nuclear activities at the Savannah River Site and associated Orders which have been issued by DOE's Savannah River Operations Office. To date, the Board's review has preliminarily addressed the content of these Orders. The review has not yet extended to implementation. Also, the Board is not certain that it has seen all applicable DOE standards as they apply to health and safety at the Savannah River Site.

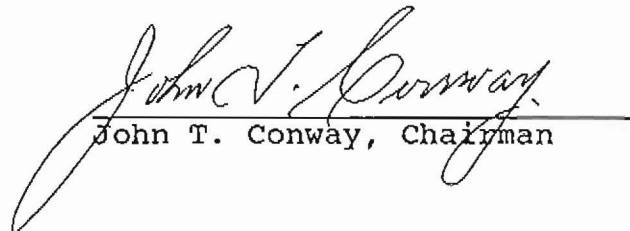
The results of the Board's review to date indicate a large degree of variability in the level of detail specified by such Orders and, in general, a level of specificity much less than is found in Nuclear Regulatory Commission requirements applied to commercial nuclear facilities. The Board has found further that there is a lack of uniformity among such Orders as to whether they are mandatory, non-mandatory, or referenced for information. In addition, the review also has disclosed that a number of DOE Orders embodying safety requirements are in draft form, with substantial uncertainty as to when or in what form they will be issued.

In view of the foregoing and other information relating to DOE Orders provided by the Department, the Board recommends the following:

- o That the Department identify the specific standards which it considers apply to the design, construction, operation and decommissioning of defense nuclear facilities of the Department of Energy (including all applicable Department Orders, regulations, and requirements) at the following defense nuclear facilities as follows:
 - Savannah River Site: K, L, and P Reactors
 - Rocky Flats Plant: Buildings 371, 374, 559, 707, 771, 774, 776, 777 and 779

- Hanford Site: Plutonium Finishing Plant; Purex Facility, together with associated waste processing and storage facilities; N-Reactor (including decommissioning); and K-Reactor Storage Basins
- Waste Isolation Pilot Plant.
- o That the Department provide its views on the adequacy of the standards identified in the above process for protecting public health and safety at the defense nuclear facilities referred to, and determine the extent to which the standards have been implemented at these facilities.

We believe it is necessary for the Department eventually to accomplish the above for each defense nuclear facility under its jurisdiction. The facilities enumerated in these recommendations are those which the Board understands to be among those which have high priority within the Department and on which the Board has focused its attention.


John T. Conway, Chairman

It is further ordered, That Respondents shall within sixty (60) days service upon them of this Order, in the Commission a report, in setting forth in detail the manner and form in which it has complied with this Order.

X

It is further ordered, That for a period of ten (10) years from the date this Order becomes final within the meaning of the Federal Trade Commission Act, Respondents notify the Commission at least thirty (30) days prior to any proposed change in the way Respondents do business which may affect their compliance obligations arising out of this Order.

XI

It is further ordered, That the Consent Order Agreement is provisionally accepted pursuant to 16 CFR 1605.13, and shall be placed on the public record, and the Commission shall announce provisional acceptance of the Consent Order Agreement in the Commission's Public Calendar and in the Federal Register.

Any agreement, understanding, representation, or interpretation that is not contained in this Agreement and incorporated Order may not be used or contradict the terms of the subsequently issued by the Commission.

Signed this 10th day of November, 1989.

by:

S. Trinity, President,
Budda's Inc., Route 2, Box 203A, Trenton,
Florida 32693.

by:

S. Trinity, Individually,
Budda's Inc., Route 2, Box 203A, Trenton,
Florida 32693.

David Schmetzer,
Associate Executive Director, Directorate for
Compliance and Administrative Litigation.

Alan H. Schoem, Director,
Division of Administrative Litigation.

by:

Earl A. Cershenow,
Trial Attorney, Division of Administrative
Litigation, Counsel for the Commission staff,
Consumer Product Safety Commission,
Washington, DC 20207.

By direction of the Commission, this Consent Order Agreement is provisionally accepted pursuant to 16 CFR 1605.13, and shall be placed on the public record, and the Commission shall announce provisional acceptance of the Consent Order Agreement in the

Commission's Public Calendar and in the Federal Register.

So ordered by the Commission, this 15th day of February, 1990.

Sadye E. Dunn,

Secretary, Consumer Product Safety
Commission.

[FR Doc. 89-5850 Filed 3-13-90; 8:45 am]

BILLING CODE 6355-01-M

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

[Recommendation 90-2]

DOE High Priority Defense Nuclear Facilities; Design, Construction, Operation and Decommissioning Standards

AGENCY: Defense Nuclear Facilities
Safety Board.

ACTION: Notice; proposed
recommendation.

SUMMARY: The Defense Nuclear Facilities Safety Board has made recommendations to the Secretary of Energy pursuant to 42 U.S.C. 2286a, that DOE identify the specific standards applicable to the design, construction, operation and decommissioning of defense nuclear facilities of the DOE at: The K, L, and P Reactors, Savannah River Site, SC; Buildings 371, 374, 559, 707, 771, 774, 776, 777, 779, Rocky Flats Plant, CO; Plutonium Finishing Plant; Purex Facility, together with associated waste processing and storage facilities, N-Reactor (including decommissioning), and K-Reactor Storage Basins, Hanford Site, WA; and the Waste Isolation Pilot Plant, NM. DOE's views on the adequacy of these standards for protecting the public health and safety are to be provided and determination made of the extent to which these standards have been implemented. The Board requests public comments on these recommendations.

DATES: Comments, data, views, or arguments concerning the recommendations are due on or before April 14, 1990.

ADDRESSES: Send comments, data, views, or arguments concerning the recommendations to: Defense Nuclear Facilities Safety Board, 600 E Street NW., Suite 675, Washington, DC 20004.

FOR FURTHER INFORMATION CONTACT: Kenneth M. Pusateri, at the address above or telephone 202/356-5083, (FTS) 356-5083.

Dated: March 9, 1990.

Kenneth M. Pusateri,
Acting Executive Director.

DOE High Priority Defense Nuclear Facilities; Design, Construction, Operation and Decommissioning Standards

Dated: March 8, 1990.

As required by the Atomic Energy Act, the Defense Nuclear Facilities Safety Board has begun a review and evaluation of the content and implementation of standards relating to the design, construction, operation and decommissioning of defense nuclear facilities of the Department of Energy (DOE). In its initial phases, the Board has concentrated its efforts on evaluating the adequacy of DOE Orders and Draft DOE Orders as they apply to health and safety aspects of defense nuclear activities at the Savannah River Site and associated Orders which have been issued by DOE's Savannah River Operations Office. To date, the Board's review has preliminarily addressed the content of these Orders. The review has not yet extended to implementation. Also, the Board is not certain that it has seen all applicable DOE standards as they apply to health and safety at the Savannah River Site.

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- Hanford Site: Plutonium Finishing Plant; Purex Facility, together with associated waste processing and storage facilities; N-Reactor (including decommissioning); and K-Reactor Storage Basins,
- Waste Isolation Pilot Plant.

- That the Department provide its views on the adequacy of the standards identified in the above process for protecting public health and safety at the defense nuclear facilities referred to, and determine the extent to which the standards have been implemented at these facilities.

We believe it is necessary for the Department eventually to accomplish the above for each defense nuclear facility under its jurisdiction. The facilities enumerated in these recommendations are those which the Board understands to be among those which have high priority within the Department and on which the Board has focused its attention.

John T. Conway,
Chairman.

March 8, 1990.

Honorable James D. Watkins,
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The Board will publish these recommendations in the Federal Register. Sincerely,

John T. Conway,
Chairman.

[FR Doc. 90-5841 Filed 3-13-90; 8:45 am]
BILLING CODE 6820-KD-M

DEPARTMENT OF DEFENSE

Department of the Army

Intent (NOI)—To Prepare an Environmental Impact Statement (EIS) for the Proposed Development of the Fort Belvoir Engineer Proving Ground (EPG), Fairfax County, VA

AGENCY: DOD, Headquarters, Department of the Army, DOD.

SUMMARY: The Department of the Army currently leases approximately three million square feet of private office space in the Washington, DC, area at a direct lease cost of about \$43 million per year. In addition, future expansion at Fort Belvoir will put added pressure on the Army's local requirements for space, and will further intensify the Army's need for a low-cost alternative to competing for lease space within the private market.

The Army has stated that their office needs include 580,000 square feet by December 1993 and 200,000 additional square feet by April 1994 for an initial increment of 780,000 square feet. Ultimately, the Army may require as much as 3,100,000 square feet. Accordingly, the Department of the Army, pursuant to Public Law 101-188, section 2821, is investigating

development of an 820-acre parcel of government-owned land at the Engineer Proving Ground (EPG) in Fairfax County, Virginia, in cooperation with the private development community.

Alternatives: Alternatives to be considered in the EIS will include:

- No action.
- Several development alternatives, each with a different mix of residential, commercial offices, retail, and other uses.

The EIS process will be conducted in accordance with the National Environmental Policy Act (NEPA), the implementing Army Regulation 100-2, and the provisions of the Council on Environmental Quality, 40 CFR part 1500. The purpose of this EIS will be to identify and determine to extent of environmental impacts and any required mitigation measures.

An EIS for relocation of other Army activities to the Fort Belvoir area under the Base Closure and Realignment Act of 1988, Public Law 100-526, section 201 *et seq.*, is currently in progress. The Army has already held a scoping meeting for this EIS.

Scoping: The Army will conduct scoping meetings to aid in determining the significant issues that need to be addressed in the EIS. The public, as well as Federal, State, and local, agencies are encouraged to participate in the scoping process by submitting comments and identifying relevant issues to be addressed in the EIS.

The Army anticipates initiation of the scoping meeting during March 1990. Advance public notice of the scoping meetings will be announced in the local media in the near future. Questions and comments regarding the scope mailing list should be forwarded to: Mr. Gerald Boggs, USAED, Baltimore, Attn: CENAB-RE, P.O. Box 1715, Baltimore, Maryland 21203-1715.

Comments and suggestions should be received not later than 15 days following the public scoping meeting to be considered for incorporation in the Draft Environmental Impact Statement.

Lewis D. Walker,

Deputy Assistant Secretary of the Army
(Environmental, Safety and Occupational Health) OASA (I, L&E).

[FR Doc. 90-5751 Filed 3-13-90; 8:45 am]
BILLING CODE 3710-08-M

Military Traffic Management; Personal Property Carrier Review Board Procedures

AGENCY: Military Traffic Management Command, (MTMC), Department of the Army, Department of Defense.

ACTION: Notice of invitation to comment on a proposed revision to Chapter 2, Section E, Paragraph 1.6, (page 2-51) of DOD 4500.34-R, the Personal Property Traffic Management Regulation, to allow MTMC area commanders and field offices to hold Personal Property Carrier Review Board hearings and request for public comment.

SUMMARY: Beginning September 1, 1990, the Military Traffic Management Command (MTMC) proposes to revise the Personal Property Carrier Review Board procedures by allowing the area commands and field offices authority to hold hearings related to the proposed disqualification of a carrier at an installation. The actions of the field offices/area commands will be coordinated with the local servicing staff Judge Advocate's office for legal advice. This action will serve to alleviate some of the administrative burden on carriers and afford expeditious handling of the hearing. Since this change will directly involve the carrier industry, MTMC requests public comment on the proposed revision.

DATES: Comments must be submitted on or before April 13, 1990.

ADDRESSES: Comments on the proposed revision should be addressed to: Directorate of Personal Property, Headquarters, Military Traffic Management Command, ATTN: MTPPO, 5611 Columbia Pike, Room 423, Falls Church, VA 22041-5050.

FOR FURTHER INFORMATION CONTACT: Francis A. Galluzzo (Acting Director, MTPP), (703) 756-1140, or Mary E. Sullivan (Traffic Management Specialist), (703) 756-1744.

SUPPLEMENTARY INFORMATION: Headquarters MTMC personnel will continue to handle disqualification hearings involving more than one installation. By allowing the MTMC components the authority to handle some Carrier Review Board actions, hearings can be expeditiously processed.

Pursuant to requirements codified at 41 U.S.C. 418b, MTMC is providing notice of this proposed revision and offering a 30-day period for receiving and considering the views of all interested parties. Timely written comments will be reviewed and considered for incorporation prior to publication of the final change.

Kenneth L. Denton,

Alternate Army Liaison Officer With the Federal Register.

[FR Doc. 90-5823 Filed 3-13-90; 8:45 am]
BILLING CODE 3710-08-M