

TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT COMMISSION

Order Authorizing the Export of Waste for

Clean Harbor

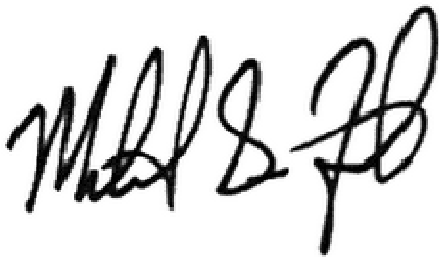
On or about November 5, 2010, the Texas Low-Level Radioactive Waste Disposal Compact Commission ("Commission") received from Philotechnics on behalf of Clean Harbor a Petition to Export Class A Low-Level Radioactive Waste for Permanent Disposal ("Petition") in the NRD, Inc., facility located near Grand Island, New York. The Petition was filed pursuant to Section 3.05(7) of the Texas Low-Level Radioactive Waste Disposal Compact and the Commission resolution dated December 11, 2009, authorizing consideration of such export petitions.

By a 7 to 0 vote of those present, with 1 absent, at the Commission's meeting posted for January 4, 2011, majority of the members of the Commission approved the Petition filed by Philotechnics on behalf of Clean Harbor on the terms stated in the Petition, subject only to the following terms and conditions:

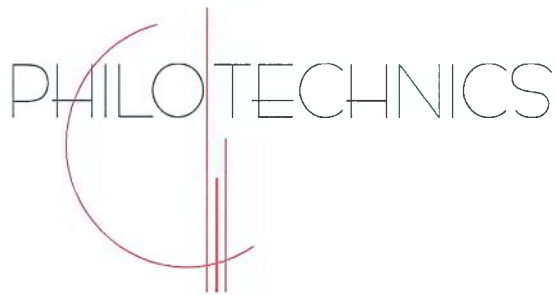
1. Clean Harbor will supply to the Commission:
 - a. Manifests and/or reports of volume, mass, and activity sent for ultimate disposal which are satisfactory to the Commission.
 - b. Final reconciliation of waste volume concluded not later than 180 days post Order period.
2. The Period of the shipment of the waste from the site of generation is authorized as effective from January 4, 2011, until such time as the Compact Waste Facility is open and is accepting waste for disposal.

It is hereby ordered that Clean Harbor is authorized to export low-level radioactive waste as requested in the Petition, subject to the terms and condition as stated in this Order. The Petition is attached to this Order.

Signed August 31, 2011

A handwritten signature in black ink, appearing to read "Michael S. Ford". The signature is stylized and cursive.

Michael S. Ford, C.H.P., Chair
Texas Low-Level Radioactive Waste Disposal Compact Commission



November 5, 2010

Ms. Margaret Henderson
Interim Executive Director
TLLRWDC
3616 Far West Blvd., Suite 117, #294
Austin, TX 78731

margaret.henderson@tllwdcc.org

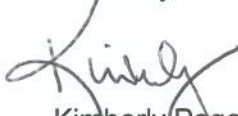
Dear Ms. Henderson:

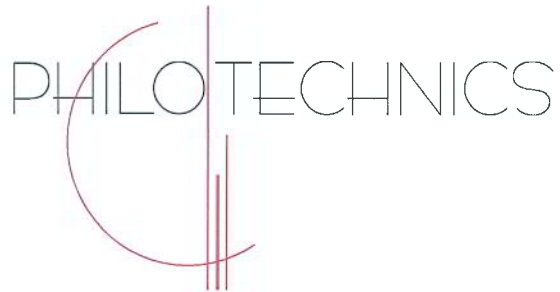
Enclosed please find a "Petition to Export Low Level Radioactive Waste" to export Class A LLRW for license transfer to the non-compact, commercial NRD Inc. facility located near Grand Island, NY.

If any additional information is needed to meet the petition requirements, please contact me at (865) 285-3007 or kapage@philotechnics.com.

The enclosed Petition is being provided to you by electronic email and regular mail.

Sincerely,


Kimberly Page
Philotechnics, Ltd.



Petition to Export Low Level Radioactive Waste

1. Name of Petitioner: Clean Harbors

Mailing Address: 4303 Profit Drive
San Antonio, TX 78219

2. Person/Broker to be contacted concerning this petition:

Kimberly Page
Philotechnics
201 Renovare Blvd.
Oak Ridge, TN 37830
(865) 285-3007

3. Proposed out-of Compact Facility:

NRD Inc., Grand Island, NY

4. Person or entity who generated the waste:

Clean Harbors
4303 Profit Drive
San Antonio, TX 78219

5. Effective period for which Petition is made:

2010-2011

6. Total volume of Class A low-level radioactive waste projected to be exported during the time for which this petition is made, including the outermost container that will be used for disposal (in cubic units):

7.5 cubic feet

7. Description of Waste:

ECD Unit containing Ni-63 sealed source

8. Reason that the petition should be granted, including health and safety issues, emergency needs (if any), and the economic impact on the Petitioner if the Export Petition is denied:

The ECD is outdated and no longer needed. Clean Harbors wishes to remove the unit as a license transfer to NRD.

9. Certifications:

- I hereby certify that the Petitioner is licensed (for radioactive material) and or permitted (for hazardous waste), if applicable, and agrees to receive back the waste if its management or disposal is not allowed at the proposed disposal facility.
- I hereby certify that to the best of my knowledge the information provided herein is accurate and correct and that the low-level radioactive waste for which the Export Petition is submitted will be packaged and shipped in accordance with applicable state and federal regulations and is acceptable for disposal at the intended disposal facility.
- I hereby certify that I am authorized by my company, facility, or agency to commit it to each and every obligation and condition set forth herein.

Kimberly Page for Clean Harbors

Print or type name



Signature

Mixed Waste Manager - Philotechnics

Title

November 5, 2010

Date

Commission Action

Petitioner: _____ Date of Petition: _____

- Approved**
- Disapproved**
- Approved, subject to the following conditions (if the conditions are not accepted by the Applicant within the time periods set out in Subsection (e)(1) of Rule 675.2, Part 21, Title 31, Texas Administrative Code, the Permit is void).**

Conditions of Approval

The Commission hereby certifies that proposed Rule 675.2 to be added to Chapter 675, Part 21, Title 31, Texas Administrative Code has been reviewed by legal counsel and found to be within the Commission's legal authority to adopt.