

**OFFICE OF HISTORIC PRESERVATION
DEPARTMENT OF PARKS AND RECREATION**

P.O. BOX 942896
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(916) 653-6624 Fax: (916) 653-9824
calshpo@ohp.parks.ca.gov



May 18, 2000

Reply to: NRC000921A

Rosetta O. Virgilio, Federal Preservation Officer
U.S. Nuclear Regulatory Commission
OWFN 3-D-23
WASHINGTON DC 20555

Subject: Construction and Operation of Spent Fuel Storage Installation at Humboldt Bay Power Plant Unit Number 3, Humboldt County

Dear Ms. Virgilio:

I am in receipt of correspondence from Pacific Gas and Electric (PG&E), regarding the subject undertaking.

My initial correspondence to PG&E, dated October 25, 1999, pointed out that unless the responsibility to consult had been formally delegated, such consultation conducted in accordance with 36 CFR Part 800 was the responsibility of the Nuclear Regulatory Commission (NRC). I believe that PG&E understood this responsibility and indicated such in its initial correspondence (September 9, 1999). PG&E indicated that NRC would consult directly during the license review process. Later correspondence suggested otherwise.

To date, I have received documentation from PG&E suggesting that the undertaking could involve an historic property and that it would not be affected. PG&E indicated that it was their opinion that Power Plant Number 3 is an historic property. They suggested that the key design elements of Power Plant Number 3 would not be affected by the undertaking.

While I have not heard from NRC with regards to this matter, it was suggested by PG&E on March 24, 2000, that I might not be consulted. Be advised that outstanding in the consultation process for the NRC are each of the steps beginning at 36 CFR 800.3.

I look forward to working with the NRC, and or its agent, towards satisfactory compliance with Section 106. If you have questions, please do not hesitate to contact Steven Grantham at (916) 653-8920.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Abeyta".

Daniel Abeyta, Acting
State Historic Preservation Officer

cc: Roy Willis, ISFSI Project Manager
AG Caruso

Attachments

*DSP-006 complete
Rids/Caruso: SPD2*

Pacific Gas and Electric Company
Humboldt Bay Power Plant

1000 King Salmon Avenue
Eureka, CA 95503
707/444-0700

ATTACHMENTS

SS
NRC 990921A

March 24, 2000

RECEIVED

MAR 27 2000

Mr. Daniel Abeyta
Acting State Historic Preservation Officer
Office of Historic Preservation
Department of Parks and Recreation
1416 - 9th Street, Room 1442-7
Sacramento, CA 95814

OHP

Previous

Dear Mr. Abeyta:

On September 20, 1999, PG&E submitted a letter to the Office of Historic Preservation (OHP) requesting review of a PG&E cultural resources report for the Humboldt Bay Independent Spent Fuel Storage Installation (ISFSI). In a letter dated October 25, 1999, you responded to PG&E's request, indicating that input from the Nuclear Regulatory Commission (NRC) is needed before your review can proceed. In accordance with your letter, PG&E has taken action to pursue NRC input. This letter provides a summary of this effort and describes future PG&E actions in this regard.

PG&E met with the NRC staff on November 10, 1999, regarding its plans for the ISFSI. At that meeting, PG&E informed the NRC staff of the position of the OHP. The NRC staff responded that the OHP position would be taken under consideration, and a reply would be furnished as appropriate. In a follow-up meeting in early March, 2000, between the NRC staff and PG&E, the NRC staff stated that this subject remains pending within the NRC. To date, no reply has been communicated to PG&E by the NRC with regard to the OHP position.

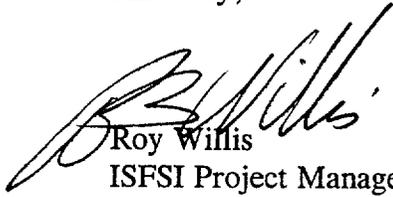
Due to schedule requirements associated with development of the Humboldt Bay ISFSI, PG&E plans to proceed at this time with preparation of the ISFSI license application to the NRC pending a reply by the NRC staff on the OHP position. Pursuant to NRC requirements, information concerning consultation with the State on historic and cultural aspects of the ISFSI site must be included in the license application. Accordingly, your October 25 response will be included as a part of the documentation supporting PG&E's ISFSI license application to the NRC. Inclusion of your response is intended to demonstrate PG&E's effort in pursuing discussions with your office. The need for further action by your office on this matter is expected to be determined by the NRC following review of PG&E's ISFSI license application. PG&E anticipates that the NRC review will include a determination of



what action, if any, needs to be taken regarding the OHP position. Consequently, no further action will be taken at this time by PG&E in response to your October 25 letter. However, PG&E will pursue further action as required by the NRC following review of the ISFSI license application.

We appreciate your attention to this matter. Please contact my office at 707-444-0771 if you have any questions.

Sincerely,



Roy Willis
ISFSI Project Manager

cc: AG Caruso

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October 25, 1999

Reply to: NRC990921A

A. Glenn Caruso
Senior Cultural Resources Specialist
Pacific Gas and Electric Company
15 Jeffrey Court
NOVATO CA 94945

Subject: Construction and Operation of Spent Fuel Storage Installation at Humboldt Bay Power Plant Unit Number 3, Humboldt County

Dear Mr. Caruso:

I have received Pacific Gas and Electric Company's (PG&E) letter and document about the cited project. I presume it was forwarded to satisfy the Nuclear Regulatory Commission's (NRC) responsibilities under Section 106 of the National Historic Preservation Act. The Act's implementing regulations are found at 36 CFR 800, and were revised effective June 17, 1999.

Be advised that PG&E's request for my comments required that the NRC authorize you to initiate consultation with the State Historic Preservation Officer (SHPO). This authorization should be made in writing, and shall include notification of the SHPO and other consulting parties (see 36 CFR 800.2(5)).

Your request for a review by October 22, 1999 constitutes a request for expedited consultation pursuant to § 800.3(g). Your submittal incorporates the separate consultation steps set forth in §§ 800.3 – 800.4(c)(2) and there has been no prior consultation between our agencies on this undertaking. Your correspondence, however, did not reference § 800.3(g) of the regulation and you did not ask me to review the undertaking on an expedited basis.

If you would like to have this undertaking considered pursuant to 36 CFR 800.3(g), please provide me with a letter setting forth your request. Unless I hear from you within 10 days following receipt of this letter, I will assume that you are not requesting expedited consultation. I will then address your submittal in accordance with the review time frames set forth in those sections of the regulation that apply to your submittal.

When you resolve the above matters, I will further consider the National Register eligibility determination of Power Plant Number 3. Be advised that additional supporting documentation will be required to satisfactorily resolve eligibility of Power Plant Number 3. The specifics of what will be required can be discussed during future consultations.

If you have questions concerning this matter, please contact Steven Grantham at (916) 653-8920, or Natalie Lindquist at (916) 654-0631.

Sincerely,

Dan Abeyta, Acting
State Historic Preservation Officer



**Pacific Gas and
Electric
Company**

A. Glenn Caruso
Senior Cultural Resources Specialist
Building and Land Services

Mailing Address
15 Jeffrey Ct.
Novato, CA
94945

Location
245 Market Street, Room 1046D
San Francisco, CA

Tel: (415)973.8489
Fax: (415)898.5126
Email: GGC3@PGE.com

September 20, 1999

Mr. Daniel Abeyta
Acting State Historic Preservation Officer
Office of Historic Preservation
Department of Parks and Recreation
1416 9th Street, Room 1442-7
Sacramento, CA 95814

RECEIVED

SEP 21 1999

OHP

SG / NL
NRC990921A

Re: Pacific Gas and Electric Company
Humboldt Bay Power Plant ISFSI – NRC License Application

Dear Mr. Abeyta:

Pacific Gas and Electric is preparing to submit a license application to the Nuclear Regulatory Commission (NRC) for the construction and operation of an independent spent fuel storage installation (ISFSI) for the Humboldt Bay Power Plant Unit No. 3 in Eureka, California. As a part of the licensing process, the NRC requires compliance with federal environmental and cultural resource legislation. Your review of the enclosed report entitled *Cultural Resources Study for the PG&E Humboldt Bay Power Plant, ISFSI Licensing Project* is requested. Also, we are requesting your review by October 22, 1999.

The following NRC regulations have guided the compilation of the attached report:

NRC NUREG-1567, Appendix B states:

B.4.2.9 Regional Historic, Scenic, Cultural and Natural Features

The historic, scenic, archaeological, architectural, cultural and natural significance of the site and the surrounding area should be briefly discussed. Site or areas included in the National Registry of Natural Landmarks or included in or eligible for inclusion in the National Registry of Historic Places should be identified. Consultation with the State Historic Preservation Office should be documented. New development near areas having historic, scenic, cultural, natural, archaeological, or architectural significance should be described.

The study examined resources within the project (Zone A), and within a five-mile (Zone B) and 10-mile (Zone C) radius. The results of this study are summarized below and a detailed discussion is given in the accompanying document.

No registered scenic or natural landmarks were located within the three zones. No registered cultural resources were identified within Zone A. However, several buildings, structures, and objects that are listed on federal and state registers are located within Zones B and C. One archaeological site that is listed on the National Register of Historic Places is located within Zone C. Several archaeological sites that have not been evaluated with regard to their eligibility for state and federal listings are located within Zones B and C as well. No archaeological sites were identified during the field study conducted within the study area (Zone A); consequently none will be impacted by the proposed project.

In addition to the archaeological survey, the Humboldt Bay Power Plant Unit 3 was assessed for its historical and engineering importance in light of the National Register of Historic Places criteria. Humboldt Bay Power Plant Units 1 and 2 are fossil fuel units built in the late 1950s, are not included in the current project and were not evaluated at this time.

Unit 3 appears significant in the history of the commercial nuclear power industry and appears to meet the National Register criteria (Criterion Consideration G). The key design elements that contribute to the importance of Unit 3 will not be changed or modified by the proposed ISFSI project and therefore will have no effect on it.

Native American consultation was also conducted; no comments or concerns were expressed. PG&E will continue to work with the local community as a part of Humboldt Bay Power Plant's Citizens Advisory Board.

Pursuant to 36 CFR 800.4(a)(ii), we expect the NRC to contact you directly to solicit your views on the proposed fuel storage facility. This contact is expected to occur during the NRC review of PG&E's license application, probably sometime in 2001.

If you have any questions, please feel free to contact me.

Very truly yours,



A. Glenn Caruso