

RAS 1992

DOCKET NUMBER

PROD. & UTIL. FAC. 50-333/286-LT

Before the UNITED STATES OF AMERICA NUCLEAR REGULATORY
COMMISSION

In the matter of Docket No. 50-286

'00 AUG -4 P3:46

New York Power Authority

Application for transfer of Part 50 license for Fitzpatrick Power Station to Entergy, Inc.

DECLARATION IN SUPPORT OF CAN'S STANDING

I, Linda Downing, state the following as true:

I request that the NRC hold a public hearing about the license transfer for operating the Fitzpatrick nuclear power plant from New York Power Authority (NYPA) to Entergy, Inc. As a resident and homeowner in Oswego County, where the Fitzpatrick plant is located, and living within the evacuation zone, I feel this request should be considered for the following reasons:

I have long been concerned about the environmental radionuclide monitoring around Nine Mile Point, Scriba, New York, and the same issue continues to be of great significance to those of us who reside in this "critical" area. Oswego County is a mostly rural farming area with a high rate of rural poverty. There are numerous types of fruit orchards, various berry farms, and mucklands of onions and lettuce. Much of our food is locally grown. Our county is a noted dairy farming community. Many of our residents are avid hunters and fishermen. Therefore, radionuclide uptake by both flora and fauna in the food chain is extremely important.

Many residents grow their own vegetables for fresh produce in the summer and preserve the same crop for the winter, not just as a hobby, but because they are poor. Those residents who do not grow their own food frequently shop at weekly farmers' markets in the cities of Oswego and Fulton, New York.

As various seasons open for sports and tourism, our fields, forests, and beaches are filled with visiting hunters, fishermen, and tourists. Many of the hunters and fishermen are reaping the harvest of meat and fish for their families' consumption throughout the year. People come from all over the United States to hunt in our woodlands and fish in our streams. The Salmon River is especially noted for the Atlantic Salmon runs. Fishing derbies are held in a number of locations in Oswego County through both the summer and winter months. Water recreation is enjoyed by both locals and out-of-towners. The uptake of radionuclides must be carefully monitored to ensure the health and safety of our residents, as well as those visiting our community. For the poor residents of Oswego County who depend year-round on the local harvest, the issue of cumulative radionuclide burden is a significant concern.

The aging of the Fitzpatrick plant means there is greater potential for component failure, and for more frequent planned and unplanned radionuclide releases. As the plant continues to age, this potential will increase. The on-site dry cask storage of used fuel rods

Template = SECY-018

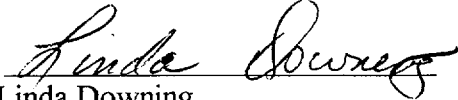
SECY-02

will also increase the potential for more unplanned releases of radionuclides, and the corresponding potential for increased radionuclide burden on our community.

As a resident and homeowner in Oswego County, who lives about 5 1/2 miles from the Fitzpatrick plant, I want the NRC to hold a public hearing on the license transfer so that members of this community can discuss Entergy's plan for environmental monitoring. Entergy's monitoring program must be carefully assessed to ensure the health and safety of this exceptionally vulnerable community.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: Oswego, New York, the 31st day of July, 2000.

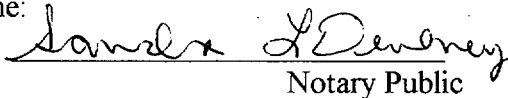


Linda Downing
107 Albright Rd.
Mexico
NY 13114

STATE OF NEW YORK
COUNTY OF OSWEGO:

On this 31st day of July, 2000, the above signed Linda Downing appeared before me and affirmed that the above Declaration is true and correct and that she signed it as her free act and deed.

Before me:

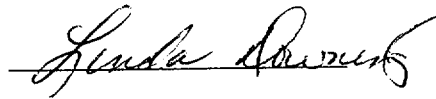

Notary Public

My Commission Expires

Sandra L. Deveney Reg. #01DE5077034
Notary Public, State of New York
Qualified in Oswego County
My Commission Expires April 28, 2001

CERTIFICATE OF SERVICE

I, Linda Downing, hereby certify that copies of my testimony in support of the Citizens Awareness Network's Request for Hearing and Petition to Intervene were served upon the persons listed below with a conforming copy deposited in the U.S. mail, first class, postage prepaid, this 31st day of July, 2000, as well as email to those listed with email addresses below.



Linda Downing

Secretary of the Commission
U.S. Nuclear Regulatory Commission
Attn: Rulemakings and Adjudications Staff
Washington, D.C. 20555-0001
secy@nrc.gov

Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
ogclt@nrc.gov

Mr. Gerald Goldstein
Asst. General Counsel
New York Power Authority
1633 Broadway
New York, NY 10019-6756
goldstein.g@nypa.gov

Mr. Douglas Levanway
Wise, Carter, Child and Caraway
P.O. Box 651
Jackson, MS 39205
del@wisecarter.com

Mr. Richard Koda
Koda Consulting
409 Main Street
Ridgefield, Connecticut 06877-4511
rjkoda@javanet.com

Mr. Paul V. Nolan, Esq.
5515 N. 17th St.

Arlington, VA 22205-2207
pvnvvn@aol.com

Mr. Stewart M. Glass, Esq.
148 Martine Avenue, 6th Floor
White Plains, NY 10601
smg4@exchange.co.westchester.ny.us

Timothy L. Judson
Citizens Awareness Network, Inc.
162 Cambridge St.
Syracuse, NY 13210
cnycan@rootmedia.org

Thomas F. Wood, Esq.
Town of Cortlandt
153 Albany Post Road
Buchanan, NY 10511

William S Scherman
Skadden, Arps, Slate, Meagher & Flom LLP
1440 New York Avenue, N.W.
Washington, DC 20005-2111

Joseph L. Blount
Entergy Services Inc.
1340 Echelon Parkway
P.O. Box 31995
Jackson, MS 39286-1995

Kenneth M. Simon
Laura V. Szabo
Dickstein, Shapiro, Morin, & Oshinsky, LLP
2101 L Street, N.W.
Washington, D.C. 20037

Joseph Carline
Assistant General Counsel
New York Power Authority
1633 Broadway
New York, New York 10019

Nancy T. Bocassi
Hendrick Hudson School District
61 Trolley Road

Montrose, NY 10548

George E. Sansoucy, P.E.
260 Ten Rod Road
Rochester, NH 03867

Robert J. Deasey
Vice President - Power Contracts
New York Power Authority
123 Main Street
White Plains, New York 10601