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Advisory Council On Historic Preservation

The Old Post Office Building
1100 Pennsylvania Avenue, NW, #809
Washington, DC 20004

Reply to: 12136 West Bayaud Avenue, #330
Lakewood, Colorado 80226

DEC 18 2000

Mr. Mark S. Delligatti
Senior Project Manager
Licensing and Inspection Directorate
Office of Nuclear Material Safety and Safeguards
United State Nuclear Regulatory Commission
Washington, D.C. 20555

REF: *Section 106 of the National Historic Preservation Act for the Proposed Private Fuel Storage Project on the Reservation of the Skull Valley Band of Goshute Indians*

Dear Mr. Delligatti:

On December 4, 2000, the Council received the Nuclear Regulatory Commission's notification regarding the proposed private fuel storage project on the reservation of the Skull Valley Band of Goshute Indians, and invitation to participate in consultation to resolve its adverse affects on properties eligible for listing in the National Register of Historic places. In accordance with 36 CFR §800.6(a)(1) of the Council's regulations, "Protection of Historic Properties" (36 CFR Part 800, the Council has concluded that Appendix A, *Criteria for Council Involvement in Reviewing Individual Section 106 Cases,* is met because of the controversy surrounding this project and the potential procedural problems that may be encountered with the reassignment of State Historic Preservation Officer's responsibilities within the Utah Governor's Office. The Council, therefore, will participate in this consultation.

We have also provided written notification, copy enclosed, of the Council's decision to enter the consultation on this project to Chairman Richard Meserve, as required by 36 CFR §800.6(a)(1)(iii).

NMSSOI Public

We look forward to consulting with your agency, and other consulting parties to resolve adverse effects resulting from the Private Fuel Storage Project. Should you have any questions or wish to discuss this matter further, please contact Alan Stanfill at (303) 969-5110, or via e-mail at astanfill@achp.gov.

Sincerely,

Don L. Klima
Director
Office of Planning and Review

Enclosure

Advisory Council On Historic Preservation

The Old Post Office Building
1100 Pennsylvania Avenue, NW, #809
Washington, DC 20004

DEC 18 2000

Honorable Richard A. Meserve
Chairman
Nuclear Regulatory Commission
Washington, DC 20555

Dear Chairman Meserve:

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We have also provided written notification, copy enclosed, of the Council's decision to enter the consultation on this project to the Licensing and Inspection Directorate, as required by 36 CFR §800.6(a)(1)(iii).

We look forward to consulting with your agency, and other consulting parties to resolve adverse effects resulting from the Private Fuel Storage Project. Should you have any questions or wish to discuss this matter further, please contact Alan Stanfill at (303) 969-5110, or via e-mail at astanfill@achp.gov.

Sincerely,

John M. Fowler
Executive Director

Enclosure