



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

May 8, 2002

OFFICE OF THE  
SECRETARY

Mr. Richard L. Byrne  
Chairman of the Bay County Bd. of Commissioners  
515 Center Avenue  
Bay City, MI 48708

Reference: Yucca Mountain Repository

Dear Mr. Byrne:

Thank you for the Resolution sent to the Nuclear Regulatory Commission regarding the Yucca Mountain Repository. Your correspondence has been forwarded to the Nuclear Regulatory Commission Staff for appropriate consideration. A copy of your correspondence and this reply are also being placed in Agency records on the Yucca Mountain Repository.

Sincerely yours,

A handwritten signature in cursive script that reads "Emile L. Julian".

Emile L. Julian  
Assistant for Rulemakings  
and Adjudications

Template = SECY-040

SECY-02



# BAY COUNTY BOARD OF COMMISSIONERS

515 Center Avenue, Suite 405, Bay City, Michigan 48708-5125  
(989) 895-4120 FAX (989) 895-4226 TDD (989) 895-4049

## MEMORANDUM

**BAY COUNTY BUILDING 1932**

**To:**

Michael F. Halstead  
Board Chairman  
8th District

Edward L. Rivet  
Vice-Chairman  
4th District

Richard L. Byrne  
1st District

William A. Reder  
2nd District

Scott S. Holman  
3rd District

Paul L. Brissette  
5th District

Christopher T. Rupp  
6th District

Eugene F. Gwizdala  
7th District

Dennis R. Poirier  
9th District

Deanne C. Berger  
Board Coordinator  
895-4121

Robert J. Redmond  
Financial Analyst  
895-4125

U. S. Department of Energy  
U. S. Nuclear Regulatory Commission  
Senator Carl Levin  
Senator Debbie Stabenow  
Cong. James Barcia  
Cong. David Bonior  
Cong. David Camp  
Cong. John Conyers, Jr.  
Cong. John Dingell  
Cong. Vern Ehlers  
Cong. Peter Hoekstra  
Cong. Dale Kildee  
Cong. Carolyn Kilpatrick  
Cong. Joe Knollenberg  
Cong. Sander Levin  
Cong. Lynn Rivers  
Cong. Mike Rogers  
Cong. Nick Smith  
Cong. Bart Stupak  
Cong. Fred Upton

**From:**

Bay County Board of Commissioners

**Date:**

April 15, 2002

**Subject:**

Yucca Mountain, NV as High Level Nuclear Waste Repository

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Attached please find a copy of resolution no. 2002-69 adopted by the Bay County Board of Commissioners at a meeting held April 9, 2002. This resolution supports Yucca Mountain, NV, as a permanent repository for high-level nuclear waste. Your endorsement of Bay County's position will be greatly appreciated.

**cc:**

Michigan Association of Counties  
Bob Goodwin, Consumers Energy



NO. 2002-69

RESOLUTION

4/9/02

BY: WAYS AND MEANS COMMITTEE (4/2/02)

We, the Bay County Board of Commissioners passed the following resolution to urge Michigan's U.S. Senators and members of Congress to support the efforts of the U.S. Department of Energy and the U.S. Nuclear Regulatory Commission to establish a permanent repository for high-level nuclear waste by opening Yucca Mountain, NV.

- Whereas, Over the past four decades, nuclear power has become a significant source for the nation's production of electricity. Michigan is among the majority of states that derive energy from nuclear plants; and
- Whereas, Since the earliest days of nuclear power, the great dilemma associated with this technology is how to deal with the waste material that is produced. This high-level radioactive waste material demands exceptional care in all facets of its storage and disposal, including the transportation of this material; and
- Whereas, In 1982, Congress passed the Nuclear Waste Policy Act of 1982. This legislation requires the federal government, through the U.S. Department of Energy, to build a facility for the permanent storage of high-level nuclear waste. This act, which was amended in 1987, includes a specific timetable to identify a suitable location and to establish the waste facility. The costs for this undertaking are to be paid from a fee that is assessed on all nuclear energy produced; and
- Whereas, In accordance with the federal act, Michigan electric customers have paid \$405.8 million into this federal fund for construction of the federal waste facility; and
- Whereas, There are serious concerns that the federal government is not complying with the timetables set forth in federal law. The U.S. Department of Energy, working with the Nuclear Regulatory Commission must not fail to meet its obligation as provided by law. There is too much at stake; now, therefore, be it
- Resolved, That we call upon Michigan's elected officials to support the U.S. Department of Energy and the U.S. Nuclear Regulatory Commission in their effort to fulfill their obligation to establish a permanent **repository** at **Yucca Mountain**, NV. for high-level **nuclear waste**; and be it further
- Resolved, That copies of this resolution be transmitted to the U.S. Department of Energy, the U.S. Nuclear Regulatory Commission, and Michigan's U.S. Senators and members of Congress.

RICHARD L. BYRNE, CHAIRMAN  
WAYS AND MEANS COMMITTEE

YUCCAMOUNTAIN.

BAY COUNTY BOARD OF COMMISSIONERS 4/9/02 MEETING

RESOLUTION NO. 2002-69

MOTION NO.

MOVED BY COMM. Byrne

SUPPORTED BY COMM. Reder

VOTE:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: ✓ YEAS 8 NAYS 0 EXCUSED 1 - Brissette

DISPOSITION: ADOPTED ✓ DEFEATED WITHDRAWN

AMENDED CORRECTED REFERRED