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♦ TOWNSHIP OF STAFFORD ♦

OCEAN COUNTY

260 EAST BAY AVE • MANAHAWKIN, NEW JERSEY • 08050-3329

Refer To:
Municipal
Clerk's
Office

October 18, 2002

U.S. Nuclear Regulatory Commission
Office of Public Affairs (OPA)
Washington, D.C. 20555

Dear Commissioners:

Enclosed is a certified copy of Resolution 2002-259, which was adopted by the governing body of Stafford Township. This resolution is condemning the actions of the Oyster Creek Generating Station, which resulted in a massive fish kill in Oyster Creek.

I am sending this to you for your review and use.

Should you have any questions regarding this matter, please contact our office. Thank you.

Sincerely,

Donna L. Gingras, RMC/CMC
Deputy Municipal Clerk

Enclosure
/dlg

Docket No. 50-219

Operating license No. DPR-16

A001

RESOLUTION NO. 02- 259

**RESOLUTION OF THE STAFFORD, COUNTY OF
OCEAN, STATE OF NEW JERSEY,
CONDEMNING THE ACTIONS OF OYSTER
CREEK GENERATING STATION WHICH
RESULTED IN A MASSIVE FISH KILL IN
OYSTER CREEK**

WHEREAS, on September 23, 2002, Oyster Creek Generating Station conducted maintenance on a transformer and took dilution pumps offline, which resulted in the discharge of hot water into Oyster Creek; and

WHEREAS, the discharged hot water raised the temperature of the water to an unacceptably high temperature in Oyster Creek; and

WHEREAS, because of the error by Oyster Creek Generating Station, an estimated 5838 fish from 23 species, including striped bass, menhaden, white perch, croakers and spot fish, were killed from the ensuing shock; and

WHEREAS, the governing body of the Township of Stafford demands that Oyster Creek Generating Station correct its procedures to prevent any future recurrences of this unfortunate action; and

WHEREAS, the governing body also requests that the New Jersey Department of Environmental Protection hold Oyster Creek Generating Station and its parent company, Exelon Nuclear, liable for violating allowable temperatures and performing maintenance at a time when such maintenance is prohibited; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Stafford, County of Ocean, State of New Jersey, as follows:

1. That the governing body condemns the actions of Oyster Creek Generating Station and its parent company, Exelon Nuclear, in failing to perform its maintenance properly and taking its dilution pumps offline such that hot water discharged into the Oyster Creek shocked and killed an estimated 5,838 fish from 23 species.

2. The governing body prevails upon the New Jersey Environmental Protection Agency to consider stricter regulations for scheduled maintenance at nuclear plants and to hold Oyster Creek Generating Station and its parent company, Exelon Nuclear, liable for violating allowable temperatures and performing maintenance at a time when such maintenance is prohibited.

3. That a certified copy of this resolution be forwarded to the Exelon Nuclear, Oyster Creek Generating Station, the Nuclear Regulatory Commission and the New Jersey Department of Environmental Protection, 9th District and Lacey Township Committee.

CERTIFICATION

I, **BERNADETTE M. PARK**, Clerk of Stafford Township, do hereby certify that the foregoing resolution was duly adopted by the Stafford Township Council at a meeting held on the 15 day of **October**, 2002.

Bernadette M. Park
for **BERNADETTE M. PARK, RMC, CMC**
Township Clerk, Township of Stafford

MSD

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