October 20, 2003

Mr. Steven Anschutz Nebraska Field Supervisor U.S. Fish and Wildlife Service Ecological Services Office, Nebraska Field Office 203 West Second Street Federal Building, 2<sup>nd</sup> Floor Grand Island, Nebraska 68801

SUBJECT: RESPONSE TO THE U.S. FISH AND WILDLIFE SERVICE LETTER OF OCTOBER 2, 2003, ACKNOWLEDGING COMPLETION OF THE INFORMAL CONSULTATION PROCESS, FOR THE FORT CALHOUN STATION, UNIT 1, LICENSE RENEWAL (TAC NO. MB3402)

Dear Mr. Anschutz:

On October 2, 2003, the U.S. Nuclear Regulatory Commission (NRC) staff received a letter from the U.S. Fish and Wildlife Service (Service). The letter provided the results of the meetings between the Service and the Omaha Public Power District (OPPD), the licensee of the Fort Calhoun Station, Unit 1 (FCS). The purpose of the meetings was to discuss the Service's request for a pallid sturgeon larval monitoring study or structural modifications at the FCS. The meeting resulted in the Service and OPPD agreeing that instead of a larval monitoring study or structural modifications, OPPD would fund a pallid sturgeon habitat restoration/conservation project on the Missouri River. The project involves notching of the revetments and/or wing dikes along the Missouri River within the boundaries of the DeSoto National Wildlife Refuge or other pallid sturgeon habitat restoration/conservation projects mutually agreed upon by OPPD, the Service, and the Nebraska Game and Parks Commission.

Based on OPPD's agreement to complete the conservation measure, the Service concurred that the proposed federal action is not likely to adversely affect the pallid sturgeon. The Service requested that their October 2, 2003, be placed on the FCS docket, and that the NRC provide a docketed response acknowledging the letter closing the informal consultation process.

The NRC has placed the Service's October 2, 2003, letter on the FCS docket. This letter is the docketed response acknowledging closing of informal consultation process.

The NRC would like to express its appreciation for the timely response by the Service on this issue. Messrs. Joseph Cothern and John Dunn of the Environmental Protection Agency were also very helpful in providing information to the NRC during the consultation process.

S. Anschutz

If you have any questions, please contact the environmental license renewal project manager, Jack Cushing, by telephone at (301) 415-1424 or by e-mail at jxc9@nrc.gov.

Sincerely, /RA/

Pao-Tsin Kuo, Program Director License Renewal and Environmental Impacts Division of Regulatory Improvement Programs Office of Nuclear Reactor Regulation

Docket No.: 50-285

cc: See next page

S. Anschutz

If you have any questions, please contact the environmental license renewal project manager, Jack Cushing, by telephone at (301) 415-1424 or by e-mail at jxc9@nrc.gov.

Sincerely, /RA/

Pao-Tsin Kuo, Program Director License Renewal and Environmental Impacts Division of Regulatory Improvement Programs Office of Nuclear Reactor Regulation

Docket No.: 50-285

cc: See next page

DISTRIBUTION: PUBLIC Environmental R/F P. T. Kuo J. Cushing J. Tappert M. Masnik A. Fernandez

Accession no.: ML032940048

\* See previous concurrence DOCUMENT NAME: C:\ORPCheckout\FileNET\ML032940048.wpd

OFFICE	PM:RLEP	LA:RLEP	SC:RLEP	OGC (Subject to changes NLO)	PD:RLEP
NAME	J. Cushing	L. Jenkins	J. Tappert (AKugler)	A. Fernandez*	P.T. Kuo
DATE	10/15/03	10/17/03	10/17/03	10/ 15 /03	10/20/03

OFFICIAL FILE COPY

/ Ft. Calhoun Station, Unit 1 Winston & Strawn ATTN: James R. Curtiss, Esq. 1400 L Street, NW. Washington, DC 20005-3502

Chairman Washington County Board of Supervisors P.O. Box 466 Blair, NE 68008

Mr. Joseph Cothern Environmental Services Division Region VII U. S. Environmental Protection Agency 901 North 5<sup>th</sup> Street Kansas City Kansas 66101

Mr. John Kramer, Resident Inspector U.S. Nuclear Regulatory Commission Post Office Box 310 Fort Calhoun, NE 68023

Regional Administrator, Region IV U.S. Nuclear Regulatory Commission 611 Ryan Plaza Drive, Suite 400 Arlington, TX 76011

Ms. Sue Semerera, Section Administrator
Nebraska Health and Human Services Systems
Division of Public Health Assurance
Consumer Services Section
301 Centennial Mall, South
P.O. Box 95007
Lincoln, NE 68509-5007

Mr. David J. Bannister Manager - Fort Calhoun Station Omaha Public Power District Fort Calhoun Station FC-1-1 Plant P.O. Box 550 Fort Calhoun, NE 68023-0550 Mr. John B. Herman Manager - Nuclear Licensing Omaha Public Power District Fort Calhoun Station FC-2-4 Adm. P.O. Box 550 Fort Calhoun, NE 68023-0550

Mr. Richard P. Clemens Division Manager - Nuclear Assessments Omaha Public Power District Fort Calhoun Station P.O. Box 550 Fort Calhoun, NE 68023-0550

Mr. Daniel K. McGhee Bureau of Radiological Health Iowa Department of Public Health 401 SW. 7<sup>th</sup> Street Suite D Des Moines, IA 50309

Mr. John Fassell, LLRW Program Manager Health and Human Services Regulation and Licensure Consumer Health Services 301 Centennial Mall, South P.O. Box 95007 Lincoln, NE 68509-5007

W. Dale Clark Library Attn: Margaret Blackstone 215 South 15th Street Omaha, NE 68102

Blair Public Library Attn: Ruth Peterson 210 South 17th Street Blair, NE 68008-2055

Mr. Fred Emerson Nuclear Energy Institute 1776 I Street, NW., Suite 400 Washington, DC 20006-3708

CC:

Mr. Leon Campbell, Chairman Iowa Tribe of Kansas and Nebraska Executive Committee Route 1, Box 58A White Cloud, KS 66094

Mr. Arthur "Butch" Denney, Chairman Santee Sioux Tribal Council Route 2 Niobrara, NE 68760

Mr. Corbin Shuckahosee, Chairperson Sac & Fox Tribe of Missouri in Kansas and Nebraska Tribal Council Route 1, Box 60 Reserve, KS 66434-9723

Mr. Fred LeRoy, Chairperson Ponca Tribe of Nebraska P.O. Box 288 Niobrara, NE 68760

Mr. Gary Lasley, Chairman Omaha Tribal Council P.O. Box 368 Macy, NE 68039

Mr. John Blackhawk, Chairman Winnebago Tribal Council P.O. Box 686 Winnebago, NE 68071

Ms. Judy Gaiashkibos, Executive Director Nebraska Commission on Indian Affairs 6th Floor, State Capitol Box 94981 Lincoln, NE 68509

Mr. R. T. Ridenoure Division Manager - Nuclear Operations Omaha Public Power District Fort Calhoun Station FC-2-4 Adm. P.O. Box 550 Fort Calhoun, NE 68023-0550