

October 24, 2003

Mr. Lawrence F. Womack
Vice President, Nuclear Services
Diablo Canyon Power Plant
P.O. Box 56
Avila Beach, CA 93424

SUBJECT: ENVIRONMENTAL ASSESSMENT AND FINDING OF NO
SIGNIFICANT IMPACT RELATED TO THE CONSTRUCTION
AND OPERATION OF THE DIABLO CANYON INDEPENDENT
SPENT FUEL STORAGE INSTALLATION (TAC NO. L23399)

Dear Mr. Womack:

By letter dated December 21, 2001, as supplemented, you submitted an application to the U.S. Nuclear Regulatory Commission (NRC) requesting a site specific license in accordance with 10 CFR Part 72 for an Independent Spent Fuel Storage Installation (ISFSI) at the Diablo Canyon Power Plant. As part of the application, you submitted an Environmental Report, as required by 10 CFR 72.34. The NRC staff has completed its environmental review for this action. The staff concludes that there are no significant radiological or non-radiological impacts associated with the proposed action, and that issuance of a license for the interim storage of spent nuclear fuel at the Diablo Canyon ISFSI will have no significant impact on the quality of the human environment. A Notice of Issuance of Environmental Assessment and Finding of No Significant Impact (FONSI), and the NRC staff's Environmental Assessment related to the construction and operation of the Diablo Canyon ISFSI are enclosed for your information. The Notice has been forwarded to the Office of the Federal Register for publication.

Our decision on your license application will be addressed in future correspondence, which will include the staff's safety evaluation report. If you have any questions regarding this action, please contact me at (301) 415-1336.

Sincerely,
/RA/
James R. Hall, Senior Project Manager
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

Docket No. 72-26 (50-275, -323)
TAC No. L23399

Enclosures: 1. Notice of Issuance and Finding of No Significant Impact
2. Environmental Assessment

cc: Mailing List

Mr. Lawrence F. Womack
Vice President, Nuclear Services
Diablo Canyon Power Plant
P.O. Box 56
Avila Beach, CA 93424

October 24, 2003

**SUBJECT: ENVIRONMENTAL ASSESSMENT AND FINDING OF NO
SIGNIFICANT IMPACT RELATED TO THE CONSTRUCTION
AND OPERATION OF THE DIABLO CANYON INDEPENDENT
SPENT FUEL STORAGE INSTALLATION (TAC NO. L23399)**

Dear Mr. Womack:

By letter dated December 21, 2001, as supplemented, you submitted an application to the U.S. Nuclear Regulatory Commission (NRC) requesting a site specific license in accordance with 10 CFR Part 72 for an Independent Spent Fuel Storage Installation (ISFSI) at the Diablo Canyon Power Plant. As part of the application, you submitted an Environmental Report, as required by 10 CFR 72.34. The NRC staff has completed its environmental review for this action. The staff concludes that there are no significant radiological or non-radiological impacts associated with the proposed action, and that issuance of a license for the interim storage of spent nuclear fuel at the Diablo Canyon ISFSI will have no significant impact on the quality of the human environment. A Notice of Issuance of Environmental Assessment and Finding of No Significant Impact (FONSI), and the NRC staff's Environmental Assessment related to the construction and operation of the Diablo Canyon ISFSI are enclosed for your information. The Notice has been forwarded to the Office of the Federal Register for publication.

Our decision on your license application will be addressed in future correspondence, which will include the staff's safety evaluation report. If you have any questions regarding this action, please contact me at (301) 415-1336.

Sincerely,
/RA/
James R. Hall, Senior Project Manager
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

Docket No. 72-26 (50-275, -323)
TAC No. L23399

- Enclosures: 1. Notice of Issuance and Finding of No Significant Impact
2. Environmental Assessment

cc: Mailing List

Distribution:

NRC File Center PUBLIC NMSS r/f SFPO r/f EWBrach LCamper EKeegan
MWHodges MBlevins ACoggins, OGC NJensen, OGC GShukla, NRR VEverett, RIV

C:\ORPCheckout\FileNET\ML032970368.WPD

OFC	SFPO	E	SFPO	C	SFPO		OGC		SFPO	
NAME	JRHall		EZiegler		SO'Connor		SLewis		JDMonninger	
DATE	10/02/03		10/03/03		10/08/03		10/10/03		10/24/03	

C = Cover E = Cover & Enclosure N = No copy

OFFICIAL RECORD COPY

cc:

NRC Resident Inspector
Diablo Canyon Nuclear Power Plant
c/o U.S. Nuclear Regulatory Commission
P.O. Box 369
Avila Beach, CA 93424

Dr. Richard Ferguson, Energy Chair
Sierra Club California
1100 11th Street, Suite 311
Sacramento, CA 95814

Diane Curran
Harmon, Curran, Spielberg, & Eisenberg,
L.L.P.
1726 M Street N.W., Suite 600
Washington, D.C. 20036

Rochelle Becker
San Luis Obispo Mothers for Peace
1037 Ritchie Rd.
Grover Beach, CA 93433

Chairman, San Luis Obispo County
Board of Supervisors
County Government Center
1050 Monterey Avenue, Room 370
San Luis Obispo, CA 93408

Mr. Truman Burns
Mr. Robert Kinosian
California Public Utilities Commission
505 Van Ness, Room 4102
San Francisco, CA 94102

Mr. Steve Hsu
Radiologic Health Branch
State Department of Health Services
P.O. Box 942732
Sacramento, CA 94327-7320

Diablo Canyon Independent Safety
Committee
ATTN: Robert R. Wellington, Esq.
Legal Counsel
857 Cass Street, Suite D
Monterey, CA 93940

Regional Administrator, Region IV
U.S. Nuclear Regulatory Commission
Harris Tower & Pavilion
611 Ryan Plaza Drive, Suite 400
Arlington, TX 76011-8064

Christopher J. Warner, Esq.
Pacific Gas & Electric Company
Post Office Box 7442
San Francisco, CA 94120

Mr. David H. Oatley, Vice President
Diablo Canyon Operations and
Plant Manager
Diablo Canyon Nuclear Power Plant
P.O. Box 3
Avila Beach, CA 93424

Telegram-Tribune
ATTN: Managing Editor
1321 Johnson Avenue
P.O. Box 112
San Luis Obispo, CA 93406

Mr. Ed Bailey, Radiation Program Director
Radiologic Health Branch
State Department of Health Services
P.O. Box 942732 (MS 178)
Sacramento, CA 94327-7320

Mr. James D. Boyd, Commissioner
California Energy Commission
1516 Ninth Street (MS 31)
Sacramento, CA 95814

Ms. Charlotte Alexander
Vice President, Special Projects
Green Car Group
1241 Johnson Avenue #356
San Luis Obispo, CA 93401

Ellen Carroll
Environmental Coordinator
Department of Planning and Building
County of San Luis Obispo
County Government Center, Room 310
San Luis Obispo, CA 93408

The Honorable Lois Capps
Member, United States
House of Representatives
ATTN: Greg Hass, District Representative
1411 Marsh Street
San Luis Obispo, CA 93401

Darcie L. Houck, Staff Counsel
California Energy Commission
1516 Ninth Street (MS 14)
Sacramento, CA 95814-5512

G. Paul Bollwerk, III
Administrative Judge
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
Washington, D.C. 20555

Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3F23
Washington, D.C. 20555

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, D.C. 20555

Lorraine Kitman
P.O. Box 1026
Grover Beach, CA 93483

County Supervisor Peg Pinard
County Government Center
1050 Monterey Avenue
San Luis Obispo, California 93408

David A. Repka
Brooke D. Poole
Winston & Strawn
1400 L Street N.W.
Washington, D.C. 20005-3502

James B. Lindholm, Jr. Esq.
County Counsel for San Luis Obispo
County
County Government Center
1050 Monterey Avenue, Room 386
San Luis Obispo, CA 93408

Laurence G. Chaset
Legal Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

Hans Kreutzberg, Supervisor
Cultural Resources Group
California Office of Historic Preservation
1416 Ninth Street, Room 1442-7
Sacramento, CA 95814

Peter S. Lam
Administrative Judge
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
Washington, D.C. 20555

Jerry R. Kline
Administrative Judge
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
Washington, D.C. 20555

Office of the Secretary
ATTN: Rulemaking and Adjudication Staff
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, D.C. 20555

Karla Bittner, Chairman
Ted Ivarie, Vice-Chair
Marylou Gooden, Secretary
Avila Valley Advisory Council
P.O. Box 65
Avila Beach, CA 93424

Klaus Schumann
Mary Jane Adams
26 Hillcrest Drive
Paso Robles, CA 93446

Robert K. Temple, Esq.
2524 N. Maplewood Avenue
Chicago, IL 60647

John L. Wallace
General Manager & District Engineer
Avila Beach Community Services District
P.O. Box 309
Avila Beach, CA 93424

Chris Kofron
U.S. Fish and Wildlife Service
Ventura Field Office
2493 Portola Road, Suite B
Ventura, CA 93003

Barbara Byron, Nuclear Policy Advisor
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814