

January 8, 2004

The Honorable Phillip Martin, Chief
Mississippi Band of Choctaw Indians
P.O. Box 6010 - Choctaw Branch
Choctaw, MS 39350

SUBJECT: EARLY SITE PERMIT (ESP) REVIEW FOR THE GRAND GULF SITE

Dear Chief Martin:

The U.S. Nuclear Regulatory Commission (NRC) staff is reviewing an application for an ESP to set aside a site for the potential future construction of one or more new nuclear power plants. The application was submitted by System Energy Resources, Inc. (SERI), on October 16, 2003, pursuant to NRC requirements at Title 10 of the *Code of Federal Regulations* Part 52 (10 CFR Part 52). If built, the new unit(s) would be co-located with the existing Grand Gulf Nuclear Power Station (GGNS) site near the town of Port Gibson in Claiborne County, Mississippi.

As part of its review of the application, the NRC staff will prepare an environmental impact statement (EIS) under the provisions of 10 CFR Part 51, the NRC rules that implement the National Environmental Policy Act of 1969 (NEPA). The NRC environmental review process includes an opportunity for public participation in the environmental review. The Grand Gulf ESP site is located on land that may be of interest to the Mississippi Band of Choctaw Indians. We want to ensure that you are aware of our efforts and, pursuant to our regulations at 10 CFR 51.28(b), the NRC invites the Mississippi Band of Choctaw Indians to provide input to the scoping process relating to the NRC's environmental review of the application. The following is a description of the application and the environmental review process.

The EIS will document the NRC staff's determination regarding the suitability of the proposed site for the construction and operation of one or more new nuclear plants. In addition, the staff will also consider alternatives to the proposed action, including alternative sites. The EIS will contain the results of the review of the environmental impacts on the area surrounding the Grand Gulf ESP site that are related to terrestrial ecology, aquatic ecology, hydrology, socioeconomic issues, and historic properties (among others), and will contain a recommendation regarding the environmental acceptability of granting an ESP. If approved, the ESP would not authorize the applicant to begin construction of the unit(s).

As part of this review, and in accordance with 36 CFR 800.8, the EIS will include analyses of potential impacts to historic properties. Accordingly, pursuant to 10 CFR 51.28 and 36 CFR 800.2(c), the NRC wishes to ensure that Indian tribes that might have an interest in any potential historic properties in the area of potential effect (APE) are afforded the opportunity to identify their concerns, provide advice on the identification and evaluation of historic properties, including those of traditional religious and cultural importance, and, if necessary, participate in the resolution of any adverse effects to such properties.

The Honorable P. Martin

In the context of the National Historic Preservation Act of 1966, as amended, the APE for this ESP review is the area at the power plant site and its immediate environs that may be impacted by land-disturbing activities associated with the construction and operation of the new unit(s). GGNS is located in Claiborne County, Mississippi. The application is available through the web-based version of the NRC's Agencywide Documents Access and Management System (ADAMS) which can be found at <http://www.nrc.gov/reading-rm/adams.html>. The application is listed under accession number ML032960315.

On January 21, 2004, the NRC will conduct a public environmental scoping meeting from 7:00 p.m. until 10:00 p.m. at the Port Gibson City Hall, located at 1005 College Street, Port Gibson, Mississippi. Representatives of your tribe are invited to attend. The meeting will be preceded by a one-hour open house during which members of the public may meet and talk with NRC staff members on an informal basis.

Please submit any written comments your tribe may have to offer on the scope of the environmental review by February 12, 2004. Comments should be submitted either by mail to the Chief, Rules and Directives Branch, Division of Administrative Services, Mail Stop T-6D59, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001, or by e-mail to GrandGulfEIS@nrc.gov.

At the conclusion of the scoping process, the NRC staff will prepare a summary of the significant issues identified and the conclusions reached, and will send a copy to you. In addition, after it is issued, your office will receive a copy of the draft EIS along with a request for comments. The anticipated publication date for the draft EIS is February 2005. If you have any questions or require additional information, please contact Ms. Cristina Guerrero at 301-415-2981 or GrandGulfEIS@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.: 52-009

cc: See next page

The Honorable P. Martin

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Sincerely,

/RA/

Pao-Tsin Kuo, Program Director
License Renewal and Environmental Impacts
Division of Regulatory Improvement Programs
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Docket No.: 52-009

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The Honorable P. Martin

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OFFICE	LA:RLEP	GS:RLEP	PM:RLEP	SC:RLEP	OGC	PD:RLEP
NAME	MJenkins*	CGuerrero*	JWilson*	JTappert (Tkenyon for)	AFernandez*	PTKuo
DATE	12/22/03	01/5/04	01/5/04	01/8/04	01/7/04	01/8/04

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D. Matthews/F. Gillespie

P.T. Kuo

T. Kenyon

J. Wilson

C. Guerrero

J. Tappert

J. Lyons

L. Dudes

D. Pickett

S. Koenick

W. Johnson, RIV

C. Paulk, RIV

V. Dricks, RIV

A. Fernandez

C. Brandt (PNNL)

T. Eschbach (PNNL)

RLEP R/F

Grand Gulf Early Site Permit - Environmental Review

cc:

Executive Vice President
& Chief Operating Officer
Entergy Operations, Inc.
P. O. Box 31995
Jackson, MS 39286-1995

P. O. Box 756
Port Gibson, MS 39150

Wise, Carter, Child & Caraway
P. O. Box 651
Jackson, MS 39205

Winston & Strawn
1400 L Street, N.W. - 12th Floor
Washington, DC 20005-3502

Chief
Energy and Transportation Branch
Environmental Compliance and
Enforcement Division
Mississippi Department of Environmental
Quality
P. O. Box 10385
Jackson, MS 39289-0385

President
Claiborne County
Board of Supervisors
P. O. Box 339
Port Gibson, MS 39150

Regional Administrator, Region IV
U.S. Nuclear Regulatory Commission
611 Ryan Plaza Drive, Suite 1000
Arlington, TX 76011

Senior Resident Inspector
U. S. Nuclear Regulatory Commission
P. O. Box 399
Port Gibson, MS 39150

General Manager, GGNS
Entergy Operations, Inc.

Attorney General
Department of Justice
State of Louisiana
P. O. Box 94005
Baton Rouge, LA 70804-9005

State Health Officer
State Board of Health
P. O. Box 1700
Jackson, MS 39205

Office of the Governor
State of Mississippi
Jackson, MS 39201

Attorney General
Asst. Attorney General
State of Mississippi
P. O. Box 22947
Jackson, MS 39225

Vice President, Operations Support
Entergy Operations, Inc.
P.O. Box 31995
Jackson, MS 39286-1995

Director
Nuclear Safety Assurance
Entergy Operations, Inc.
P.O. Box 756
Port Gibson, MS 39150

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

Nancy Butler
Harriette Person Memorial Library
606 Main St.
Port Gibson, MS 39150

Grand Gulf Expanded Service List

cc:

The Honorable Phillip Martin, Chief
Mississippi Band of Choctaw Indians
P.O. Box 6010 - Choctaw Branch
Choctaw, MS 39350

The Honorable Gregory E. Pyle, Chief
Choctaw Nation of Oklahoma
P. O. Drawer 1210
Durant, OK 74702-1210

Earl J. Barbry Jr., State Historic
Preservation Officer
Tunica Biloxi Indian Tribe of Louisiana
P.O. Box 1589
Marksville, LA 71351

Mr. Tom Wagner
Federal and State Review Program
Interagency Coordinator
Mississippi Department of Archives and
History
Historic Preservation
P. O. Box 571
Jackson, MS 39205-0571

Mr. Don Klima, Director
Office of Federal Agency Programs
Advisory Council on Historic Preservation
Old Post Office Building
1100 Pennsylvania Avenue, NW, Suite 809
Washington, DC 20004

Mr. David Stilwell, Field Office Supervisor
U.S. Fish and Wildlife Service
New York Ecological Services Office
3817 Luker Road
Cortland, NY 13045

Mr. Mike Bartlett, Field Office Supervisor
U.S. Fish and Wildlife Service
New England Ecological Services Office
70 Commercial Street, Suite 300
Concord, NH 03301-5087

Mr. Russ Watson
Acting Field Office Supervisor
U.S. Fish and Wildlife Service
Louisiana Ecological Services Office
646 Cajundome Blvd.
Lafayette, LA 70506

Mr. Ray Aycock, Field Supervisor
U.S. Fish and Wildlife Service
Mississippi Ecological Services Office
6578 Dogwood View Parkway
Jackson, MS 39213

Ms. Georgia Cranmore
Assistant Regional Administrator
NOAA Fisheries Southeast Regional Office
9721 Executive Center Drive North
Saint Petersburg, FL 33702

Ms. Patricia Kurkul
Regional Administrator
NOAA Fisheries Northeast Regional Office
1 Blackburn Drive
Gloucester, MA 01930