

3104/EPR/83/08/29/0

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MEMORANDUM FOR: Regis R. Boyle
High-Level Waste Licensing
Management Branch
Division of Waste Management

WM Record File
106

FROM: Edward P. Regnier
High-Level Waste Licensing
Management Branch
Division of Waste Management

Distribution:

(Return to WM, 623-SS)

SUBJECT: TRIP REPORT - DOE PUBLIC HEARINGS, RICHTON, MISSISSIPPI
AND JACKSON, MISSISSIPPI, APRIL 28-29, 1983

The DOE held public hearings in Richton, Mississippi on April 28 and in Jackson, Mississippi on April 29, to solicit comments on the proposed nomination of sites in salt deposits for detailed site characterization, recommendations on issues to be addressed in the environmental assessments, and recommendations with respect to issues to be addressed in the site characterization plan. These hearings were held pursuant to Section 113 of the Nuclear Waste Policy Act of 1982. A copy of the Federal Register Notice announcing the meeting is attached.

The format for the hearings was a panel of three DOE representatives giving short introductory presentations followed by comments from the floor. The proceedings were moderated by a presiding officer who was independent of DOE. The presiding officer was Ms. Susan B. Wiltshire of the League of Women Voters. It is deserving of mention that Ms. Wiltshire did an outstanding job of moderating discussion. The DOE panel consisted of Mr. Jeff Neff, Program Manager, NWTs Program Office; Mr. J. William Bennett, Director, Geologic Repository Division, U. S. DOE; and Mr. Allen Handwerker, attorney, DOE, Columbus.

Around 300 people attended the Richton meeting with over 50 speakers giving comments. There were seven television cameras recording events. Only a maximum of about 50 people attended the meeting in Jackson with about a dozen speakers giving comments. Three television stations had cameras there.

Most speakers did not address the content of the EA's or SCP's but voiced general opposition to the siting of a repository in the locale. No one spoke in favor of a repository. The most prevalent concerns were about

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how much, and what, property would be taken over by the federal government. For example, it had been rumored that the entire town of Richton would be bought out. People were concerned about how the amount of compensation for their property would be determined and whether they would be able to relocate successfully with the funds provided.

In Richton, a representative of the Mayor of Richton stated that the position of the city was total opposition to the fullest extent of their resources. Representatives of groups spoke in Richton including: the school district, the Junior Woman's Club, Mississippians Against Disposal, the County Board of Supervisors, the State Attorney General, Citizens Against Disposal, the Richton Home and Garden Club, Citizens Against Nuclear Trash, the Rotary Club, and the Woman's Club. Most other speakers were area residents. The meeting agenda listing the speakers who signed up in advance is attached.

In Jackson, a representative of the Governor stated that he was opposed to HLW storage in Mississippi. The Attorney General, Bill Elain, gave a televised speech stating that he was opposed to nuclear waste in Mississippi and was a candidate for governor in the upcoming election. Robert Clark of the Mississippi House of Representatives stated his opposition. Mayor Dale Danks of Jackson spoke emphasizing transportation accident concerns. Other speakers representing various groups are listed on the attached meeting agenda.

Specific points of interest which were raised by the speakers are as follows:

1. The largest industry in the area is cutting pine timber for pulp.
2. Residents are concerned about psychological effects on school children, traffic hazards to school children, increased population bringing a drug problem, and the need to pay teachers higher salaries to compete with the repository.
3. One citizen requested that a background radiation count study be conducted.
4. The Perry County low is a piercement dome. There has been dissolution and subsidence. To the south of Richton there is evidence of a saline plume from Richton dome.

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5. The Richton site has the largest population of any of the 9 sites under consideration.
6. It was alleged that DOE has moved the location of the surface facility to be able to comply with Section 112 of the NWPA.
7. The contact of the cap rock with the salt may not be tight.
8. The impact of moving heavy equipment to the site should be considered.
9. The effects of the excavated salt on the timber resources should be evaluated.
10. The water table is dropping. Will sufficient water be available for mining operations?
11. The rocks in the area are build over clay and may not withstand heavy equipment and transporter traffic.
12. The Richton area has heavy rainfalls and abundant groundwater flows.

ORIGINAL SIGNED BY

Edward P. Regnier
 High-Level Waste Licensing
 Management Branch
 Division of Waste Management

Enclosures:
 As stated

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Nuclear Waste Policy Act of 1982; Public Hearings on Proposed Nomination of Sites in Salt Deposits for Detailed Site Characterization, Recommendations on Issues To Be Addressed in the Environmental Assessments and Site Characterization Plans

AGENCY: Department of Energy.

ACTION: Notice of public hearing and solicitation of comments.

SUMMARY: The U.S. Department of Energy has identified potentially acceptable sites in salt deposits for a high-level radioactive waste repository and now announces public hearings on the proposed nomination of these sites for site characterization studies pursuant to Section 113 of the Nuclear Waste Policy Act of 1982 (Pub. L. 97-425). These sites are: the Richton and Cypress Creek salt domes in Mississippi, the Vacherie salt dome in Louisiana, one or more sites in Deaf Smith and Swisher Counties in the Texas Panhandle, and sites in Davis and Lavender Canyons in southeastern Utah. The Department has decided to propose for nomination and conduct pre-nomination hearings in the vicinity of sites previously identified as potentially acceptable in order to provide maximum opportunity for public comments to influence the nomination process. A site in basalt in Washington and one in tuff in Nevada have already been proposed for nomination. The basis for the final nomination of any site will be documented in an Environmental Assessment. The EA will reflect the pre-nomination hearing comments and include an evaluation as to whether the site is suitable for site characterization under the final siting guidelines prepared pursuant to Section 112 of the Act. The Department intends to nominate at least five sites and subsequently to recommend three of the nominated sites to the President in the fall of 1983. A site Characterization Plan will be developed if a site is approved by the President as a candidate site. A major objective of the site characterization activity will be the acquisition of geologic information necessary for the evaluation of the suitability of the sites for a repository. Site characterization activities at all candidate sites must be completed within the next four years to support a Departmental recommendation to the President and subsequent Presidential recommendation of a site for a repository to the Congress by March 31, 1987. This notice establishes the hearing dates and locations, and a public

comment period to solicit: (1) Comments on the proposed nominations, (2) recommendations with respect to issues that should be included in Environmental Assessments supporting the nomination of each site, and (3) recommendations with respect to issues to be addressed in the Site Characterization Plan.

DATES AND ADDRESSES: The Hearings are scheduled for:

1. April 28, 1983, 4:00 to 10:00 p.m., Richton High School, Richton, Mississippi.
2. April 29, 1983, 2:00 p.m. to 9:00 p.m., Woolfolk State Office Building, 501 North West Street, Jackson, Mississippi.
3. May 3, 1983, 7:00 p.m. to 11:00 p.m., Monticello High School Auditorium, Monticello, Utah.
4. May 4, 1983, 2:00 to 9:00 p.m., Hotel Utah, Salt Lake City, Utah.
5. May 10, 1983, 2:00 p.m. to 9:00 p.m., Civic Center Auditorium, Minden, Louisiana.
6. May 12, 1983, 2:00 p.m. to 4:00 p.m., Auditorium, Jefferson Davis Campus, Gulf Coast Community College, Gulf Port, Mississippi.
7. Texas (to be determined).

Written requests to schedule time for oral presentation are due by five calendar days before the hearing in question. Written comments on issues being addressed in the hearing are due by May 18, 1983.

FOR FURTHER INFORMATION CONTACT: For requests to speak at the hearing, and for further information contact: J. O. Neff, U.S. Department of Energy, NWTS Program Office, 505 King Avenue, Columbus, Ohio 43201, Telephone: (614) 424-5916.

Written comments should be submitted to: J. O. Neff, U.S. Department of Energy, NWTS Program Office, 505 King Avenue, Columbus, Ohio 43201. Telephone: (614) 424-5916.

SUPPLEMENTAL INFORMATION:

Public Hearings

Hearings will be conducted by the Department of Energy in Richton, Mississippi on April 28, 1983; Jackson, Mississippi on April 29, 1983; Monticello, Utah on May 3, 1983; Salt Lake City, Utah on May 4, 1983; Minden, Louisiana on May 10, 1983; and Gulf Port, Mississippi, on May 12, 1983. The dates and locations for the Texas hearings will be provided in a future Federal Register Notice. The purpose of these hearings is to inform the public of the activities and considerations that led to these proposed nominations and to receive comments. To support site nominations, the Department of Energy

will develop Environmental Assessments that address site characterization activities. Pub. L. 97-425, Section 112(b)(1)(E), identifies issues that must be addressed by the Environmental Assessment.¹ An additional purpose of the Hearings is to solicit and receive recommendations with respect to specific issues that should be addressed in the aforementioned Environmental Assessment and also specific issues that should be addressed in any Site Characterization Plan which would subsequently be issued, if and when the location is approved by the President as a candidate site for site characterization. Also, the Department intends to provide the public and the States an opportunity to review and comment on a draft of the Environmental Assessments prior to their being finalized to support the site nominations.

Presentations

Parties interested in providing oral presentations at the Hearing may request time not to exceed ten minutes for the purpose of delivering that presentation. A typewritten copy of the presentation is requested and should be delivered to the presiding officer before being presented at the Hearing. Requests for scheduled presentation must be written and mailed or delivered so as to be received at the address noted above no later than five calendar days before the hearing in question. A person scheduled to appear at the hearing will be notified by DOE of his or her participation. Requests to speak should include a telephone number where the person can be reached up to the day of the hearing.

Individuals who do not make advance requests to speak at the Hearing may register to speak with the presiding officer prior to the start of the Hearing. An opportunity to speak will be provided to these individuals if time permits. However, time for these unscheduled presentations will be limited, depending on the number of requests received and time available.

Written Comments

Parties may also submit written comments on the proposed nomination; the issues to be addressed in the Environmental Assessment; and the issues to be addressed in any Site Characterization Plan. These comments will be added to the Hearing transcript

¹ Pursuant to Section 112a, proposed general guidelines for the recommendation of sites for repositories were published in the Federal Register on February 7, 1983 (48 FR 5670).

and constitute the official departmental record of the Hearing. Written comments should be mailed to reach the address noted above by May 18, 1983.

Conduct of Hearing

DOE reserves the right to arrange the schedule of presentations to be heard and to establish additional procedures governing the conduct of the Hearing. Questions may be asked only by those conducting the Hearing. Cross examination of persons presenting statements will not be permitted. Any further procedural rules needed for the proper conduct of the Hearing will be announced by the presiding officer.

Transcripts of the Hearing will be made, and the entire record of the Hearing, including the transcripts, will be retained by DOE and made available for inspection at public libraries in the vicinity of the proposed site, at the public document room, DOE Public Reading Room, Room 1E-190, Forrestal Building, 1000 Independence Avenue, SW., Washington, D.C. 20585. Any person may purchase a copy of the transcript of the Hearing from the reporter so identified by the presiding officer.

Additional copies of the complete transcripts will also be available at the public document centers noted below:

Albuquerque Operations Office,
National Atomic Museum, Kirkland
Air Force Base East, Albuquerque,
New Mexico;
Idaho Operations Office, 550 Second
Street, Idaho Falls, Idaho;
Nevada Operations Office, 2753 South
Highland Drive, Las Vegas, Nevada;
Oak Ridge Operations Office, Federal
Building, Oak Ridge, Tennessee;
Richland Operations Office, Federal
Building, Richland, Washington;
San Francisco Operations Office, Wells
Fargo Building, 1333 Broadway,
Oakland, California;
Savannah River Operations Office,
Savannah River Plant, Aiken, South
Carolina.

For the Department of Energy, April 7, 1983.

Donald Paul Hodel,
Secretary of Energy.

[FR Doc. 83-9756 Filed 4-12-83; 8:45 am]

BILLING CODE 6450-01-M

ENVIRONMENTAL PROTECTION AGENCY

[PF-315; PH-FRL 2342-1]

Certain Companies; Pesticide and Food Additive Petitions

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has received pesticide and food additive petitions, relating to the establishment, correction, and/or withdrawal of tolerances for residues of certain pesticide chemicals in or on certain commodities.

ADDRESS: Written comments to: Production Manager (PM) 12, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, 1921 Jefferson Davis Highway, Arlington, VA 22202.

Written comments may be submitted while the petitions are pending before the Agency. The comments are to be identified by the document control number (PF-315) and the petition number. All written comments filed in response to this notice will be available for public inspection in the product manager's office from 8:00 a.m. to 4:00 p.m., Monday through Friday, except legal holidays.

FOR FURTHER INFORMATION CONTACT: Jay Ellenberger, 703-557-2386.

SUPPLEMENTARY INFORMATION: EPA gives notice that the Agency has received the following pesticide and food additive petitions relating to the establishment, correction, and/or withdrawal of tolerances for residues of certain pesticide chemicals in or on certain commodities in accordance with the Federal Food, Drug, and Cosmetic Act. The analytical method for determining residues, where required, is given in each petition.

I. Initial Filing

FAP 3H5387. Shell Oil Co., 1025 Connecticut Ave., NW., Washington, D.C. 20036. Proposes to amend 21 CFR 193.236 by establishing a tolerance for residues of the insecticide hexakis (2-methyl-2-phenylpropyl) distannoxane in or on the commodity dried prunes at 20.0 parts per million (ppm).

II. Amendment

PP 5F1547. Mobay Chemical Corp., P.O. Box 4913, Hawthorn Rd., Kansas City, MO 64120. EPA issued a notice, published in the Federal Register of August 11, 1982 (47 FR 34852), that announced that Mobay Chemical Corp., filed pesticide petition 5F1547 proposing the establishment of tolerances for residues of the insecticide *O,O*-dimethyl *S*-[[[4-oxo-1,2,3-benzotriazin-3(4*H*)-yl)methyl] phosphorodithioate in or on the commodities corn fodder and forage at 5 ppm and field corn grain at 0.1 ppm, which was subsequently amended increasing the level for corn grain to 0.3 ppm and establishing a tolerance for corn grain, pop at 0.3 ppm and increasing the levels for corn fodder and forage to 10.0 ppm.

The petition was further amended by proposing a tolerance for eggs at 0.05 ppm. The proposed analytical method for determining residues is by gas chromatographic procedure with a thermionic detector for phosphorus.

(Sec. 408(d)(1), 68 Stat. 512, (7 U.S.C. 136); 409(b)(5), 72 Stat. 1786, (21 U.S.C. 348))

Dated: March 29, 1983.

Douglas D. Camp, Jr.,
Director, Registration Division, Office of
Pesticide Programs.

[FR Doc. 83-9084 Filed 4-12-83; 8:45 am]

BILLING CODE 6560-50-M

[OPP-180620; PH-FRL 2341-5]

Pesticides; Emergency Exemptions; Alabama Department of Agriculture and Industry, et al.

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has granted specific exemptions for the control of various pests in the States listed below. Also listed are four crisis exemptions initiated by four States.

DATES: See each specific and crisis exemption for its effective dates.

FOR FURTHER INFORMATION CONTACT: See each specific and crisis exemption for the name of the contact person. The following information applies to all contact people: Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 716, CM No. 2, 1921 Jefferson Davis Highway, Arlington, VA 22202; (703-557-1192).

SUPPLEMENTARY INFORMATION: EPA has granted specific exemptions to the:

1. Alabama Department of Agriculture and Industry for the use of benomyl on wheat to control powdery mildew; February 25, 1983 to May 30, 1983. EPA completed a rebuttable presumption against registration (RPAR) on this chemical; the final determination was published in the Federal Register of October 20, 1982 (47 FR 46747). (Jim Tompkins)

2. California Department of Food and Agriculture for the use of paraquat on dry beans (including mung beans) as a desiccant; March 7, 1983 to December 31, 1983. (Gene Asbury)

3. California Department of Food and Agriculture for the use of Metalaxyl on broccoli, cauliflower, and crucifers grown for seed to control downy mildew; February 24, 1983 to December 23, 1983. California had initiated a crisis exemption for this use. (Libby Welch)

U.S. DEPARTMENT OF ENERGY PUBLIC HEARING FOR
THE PROPOSED NOMINATION OF POTENTIAL SITES FOR A HIGH-LEVEL
RADIOACTIVE WASTE REPOSITORY

Jackson, Mississippi - April 29, 1983

Woolfolk State Office Building Auditorium - 2:00 pm to 9:00 pm

2:00 - 2:15	Purpose of Hearing and Description of Procedures	Susan B. Wiltshire Presiding Officer
2:15 - 2:30	Nuclear Waste Policy Act and National Program	J. William Bennett Director, Geologic Reposi- tory Division U.S. Department of Energy
2:30 - 2:40	Studies in Mississippi	Jeff O. Neff Program Manager NWTS Program Office

Presentations

<u>Time</u>	<u>Name</u>	<u>Representing</u>
2:40 - 2:50	④ Donald Finn	Citizen of USA and Miss.
2:50 - 3:00	⑤ Michael Bograd	Mississippi Bureau of Geology
3:00 - 3:10	⑥ Susan Purdy	League of Women Voters
3:10 - 3:20	⑦ Lewis Slater	Jackson Chamber of Commerce
3:20 - 3:30		
3:30 - 3:40	⑧ ^{John Hudson} John Staezek	Central Mississippi Sierra Club
3:40 - 4:00	BREAK	
4:00 - 4:10		
4:10 - 4:20		
4:20 - 4:30	10 Mayor Dale Danks	Jackson
4:30 - 4:40		
4:40 - 4:50		
4:50 - 5:00		

Jackson, Mississippi - April 29, 1983

<u>Time</u>	<u>Name</u>	<u>Representing</u>
5:00 - 5:10		
5:10 - 5:20		
5:20 - 5:30		
5:30 - 5:40	Linda Boulton	Miss. Chapter of Sierra Club
5:40 - 5:50	Mark Tew	Choctaw Group of Sierra Club
5:50 - 6:00		
6:00 - 7:00	DINNER	
7:00 - 7:10		
7:10 - 7:20		
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8:50 - 9:00		

U.S. DEPARTMENT OF ENERGY PUBLIC HEARING FOR
THE PROPOSED NOMINATION OF POTENTIAL SITES FOR A HIGH-LEVEL
RADIOACTIVE WASTE REPOSITORY

Richton, Mississippi - April 28, 1983
Richton High School - 4:00 pm to 10:00 pm

4:00 - 4:15	Purpose of Hearing and Description of Procedures	Susan B. Wiltshire Presiding Officer	<i>League of Women Voters</i>
4:15 - 4:30	Nuclear Waste Policy Act and National Program	J. William Bennett Director, Geologic Repository Division U.S. Department of Energy	<i>NWS</i>
4:30 - 4:40	Studies in Mississippi	Jeff O. Neff Program Manager NWS Program Office	

Presentations

<u>Time</u>	<u>Name</u>	<u>Representing</u>
4:40 - 4:50 (1)	Attorney Tom Sims C N	Mayor and town of Richton
4:50 - 5:00 (2)	Joe Blackman C, Y	Richton
5:00 - 5:10 (3)	Don Morgan C, Y	Richton
5:10 - 5:20 (4)	Dr. Jimmy McCalla (5 min.) C, Y	
5:20 - 5:30 (5)	Linda Kay C, N.	President, League of Women Voters, Hattiesburg
5:30 - 6:20	DINNER BREAK	
6:20 - 6:30 (16)	Bradley Eckhoff C, N.	Picayune
6:30 - 6:40 (17)	Mrs. Durtley E. Hanson <i>Don FM</i>	Richton, Citizens Against Nuclear Disposal, Inc.
6:40 - 6:50 (18)	Clyde Sellers	Richton
6:50 - 7:00 (19)	Mary E. Sellers	Richton
7:00 - 7:10 (20)	Henry N. Stevens	Landowner
7:10 - 7:20 (21)	Lonie Ruffin	Attorney and Landowner
7:20 - 7:30 (22)	Warren Strickland	PCCAND President <i>(C.A.N.D.) against</i>

Richton, Mississippi - April 28, 1983

<u>Time</u>	<u>Name</u>	<u>Representing</u>
7:30 - 7:40 (23)	Becky Strickland	Landowner
7:40 - 7:50 (25)	Dr. E. H. Cole	Richton
7:50 - 8:00 (26)	Bonnie Cole	Landowner
8:00 - 8:10 (28)	^{Dorothy} Curtis Cole	Landowner
8:10 - 8:20 (29)	Mrs. Alicia Ferguson	
8:20 - 8:30 (37)	Frank Jones	Richton
8:30 - 8:40 (35)	Oren Walley (2 min.)	Landowner
8:40 - 8:50 (38)	Ken McCaskel	Richton
8:50 - 9:00	Ervis Dale Godfrey	Landowner
9:00 - 9:10	R. E. Shoemaker	New Augusta
9:10 - 9:20 (44)	Dr. Harry Hersey M.D.	Hattiesburg
9:20 - 9:30 (47)	Carey Varnado	Hattiesburg
9:30 - 9:40 (49)	Roby Olifant	Richton
9:40 - 9:50 (51)	John Garner	Hattiesburg
9:50 - 10:00 (52)	Gary Barlow	
10:00	Closing Comments - Susan B. Wiltshire Presiding Officer	