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From:

Daniel J. Hennessy

TACs:

MC2313

To:

Peter Tam

*** YELLOW ***

For Signature of:

Routing:

Dyer
Borchardt
Craig
Sheron
Case
NRR Mailroom

Description:

Resolution of the Board of Chosen Freeholders

Assigned To:

DLPM

Contact:

MARSH, LEDYARD (TAD) E

Special Instructions:



COUNTY OF OCEAN

BOARD OF CHOSEN FREEHOLDERS

DANIEL J. HENNESSY
CLERK OF THE BOARD

732-929-2005
FAX: (732) 505-1918

February 20, 2004

Office of Public Affairs
US Nuclear Regulatory Commission
Washington, DC 20555-0001

Dear To Whom It May Concern:

On February 18, 2004, the Ocean County Board of Chosen Freeholders adopted a resolution opposing any license renewal request for the Oyster Creek Generating Station unless and until all criteria outlined within this Resolution of the Board of Chosen Freeholders is met.

This resolution is sent for your use and files.

Sincerely,

Daniel J. Hennessy
Clerk of the Board

DJH:cw



RESOLUTION
February 18, 2004

WHEREAS, the Board of Chosen Freeholders recognizes the need for safe and reliable electrical generation and transmission capacity to meet the growing needs of residents and businesses in Ocean County as documented in a report to the Board of Chosen Freeholders prepared by the Ocean County Planning Department; and

WHEREAS, an adequate supply of electrical energy is crucial for the economic and physical welfare of the citizens of Ocean County; and

WHEREAS, AmerGen is currently considering whether or not to submit a Licensing Renewal Request to the NRC, to extend plant operations beyond 2009; and

WHEREAS, the Nuclear Regulatory Commission (NRC) is the federal agency designated to oversee the operation and security of the nuclear plant; and

WHEREAS, the ability of the Oyster Creek Generating Station to operate safely beyond the current licensing period is of primary concern to the Ocean County Board of Chosen Freeholders; and

WHEREAS, the Oyster Creek Generating Station is the oldest operating nuclear plant in the Country and will approach its anticipated design life of forty years at the end of the current licensing period in 2009; and

WHEREAS, concerns have been expressed regarding the integrity of the Plant's initial construction, the continued storage of spent radioactive fuel on-site, and the ability to safely evacuate residents following a nuclear incident; and

WHEREAS, the License Renewal Process will take at least thirty months and will include the preparation of a full Environmental Impact Statement and multiple opportunities for public meetings and comments prior to a determination by the NRC.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Ocean, State of New Jersey as follows:

1. That the Nuclear Regulatory Commission should not approve a License Renewal Request for the Oyster Creek Generating Station unless it meets all current criteria for operational and safety standards.
2. That in its deliberations, the NRC specifically address the continued storage of spent radioactive fuel on-site, the ability to safely evacuate residents in response to a nuclear accident, and issues related to the Plant's structural integrity, including verification that the Plant was constructed as designed, and questions related to the quality of workmanship and materials used in the Plant's construction.
3. Prior to reaching a decision, the Nuclear Regulatory Commission produce a written report documenting its findings which can be submitted for independent review along with all scientific documents and testimony submitted from other parties with respect to this matter.
4. Urges the US Government, State of New Jersey and participants on the PJM Grid to continue to research and develop renewable energy sources which can be phased into the nation's and region's electrical generating capacity in the future.

5. Request that the State of New Jersey establish a permanent trust fund for the Township of Lacey to guarantee the availability of revenue replacement funds upon the ultimate decommissioning of the plant.
6. Certified copies of this Resolution shall be forwarded to Ocean County's Congressional Representatives, Ocean County's State Legislators, Ocean County Municipal Clerks, the Nuclear Regulatory Commission, Governor James E. McGreevey, and the Oyster Creek Generating Station.

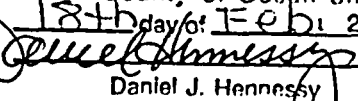
ROLL CALL

(moved by Kelly, seconded by Bartlett)

AYES: Vicari, Kelly, Bartlett, Little, Lacey

NAYS: None

ABSENT: None

I certify the foregoing to be a
true copy of a Resolution Adopted
by the Board of Chosen Freeholders
of the County of Ocean on the
18th day of Feb, 2001

Daniel J. Hennessy
Clerk of the Board