

EDO Principal Correspondence Control

FROM: DUE: 06/04/04

EDO CONTROL: G20040305
DOC DT: 04/19/04
FINAL REPLY:

Robert P. Marasco
City of Newark, New Jersey

TO:

Chairman Daiz

FOR SIGNATURE OF :

** GRN **

CRC NO: 04-0270

Dyer, NRR

DESC:

ROUTING:

2.206 - Indian Point

Travers
Norry
Paperiello
Kane
Collins
Dean
Burns
Miller, RI
Cyr, OGC
Skay, NRR
Goldberg, OGC

DATE: 04/30/04

ASSIGNED TO:

CONTACT:

NRR

Dyer

SPECIAL INSTRUCTIONS OR REMARKS:

Template: SECY-017

E-RIDS: SECY-01



ROBERT P. MARASCO
CITY CLERK
NEWARK, NEW JERSEY
07102

CLAUDE L. WALLACE
DEPUTY CITY CLERK

April 19, 2004

Mr. Nils J. Diaz
Chairman
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dear Mr. Diaz:

Please find attached hereto a certified copy of a recently adopted resolution by the Newark Municipal Council supporting the de-commissioning of the Indian Point Nuclear Power Station and the denial of the 20-year license renewal for Indian Point 2 & 3.

Very truly yours,

City Clerk

RPM/SAPw
7Reb 040704

cc: The Members of the Municipal Council
The Honorable Sharpe James, Mayor
Mr. Claude L. Wallace, Deputy City Clerk
Mr. Richard Monteilh, Business Administrator
Ms. Norma Gonzalez, Assistant Business Administrator

Attachment (1)

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Resolution of the City of Newark, N.J.

NO. 7REB

Date of Adoption APR 07 2004

RESOLUTION SUPPORTING THE DECOMMISSION OF THE INDIAN POINT NUCLEAR POWER STATION.

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified by

Corporation Counsel
Council Member *X*

Augusto Cuadros

Council of the City
presents the following Resolution:

WHEREAS, terrorists have made numerous credible threats to focus attacks in America's infrastructure, including our nation's nuclear power plants; and

WHEREAS, the National Research Council in a July 2002 report, states that the threat risk to nuclear power plants is high with potential consequences "ranging from reactor shutdowns to core meltdowns with very large releases of radioactivity; and

WHEREAS, according to a Al-Jazeera reporter's account of his interview with two (2) September 11th plotters and subsequent news report, Al-Qaida considered striking U.S. nuclear facilities as it planned its assault on New York and Washington and has not ruled out nuclear attacks in the future; and

WHEREAS, of the Nation's 103 nuclear power reactors, the Indian Point plant is an especially inviting target, given its proximity to the greater New York Metropolitan Area—home to 20 million people and the World's financial center; and

WHEREAS, the Nuclear Regulatory Commission (NRC) has issued numerous alerts to nuclear plant operators and has acknowledged that nuclear facilities, including Indian Point, were not designed to withstand or repel a substantial terrorist attack; and

WHEREAS, the complex and interconnected system of nuclear reactors, spent fuel storage structures, control rooms, and electrical switching equipment provides multiple target opportunities by which a sophisticated and determined terrorist attack could cause a catastrophic radiological event; and

WHEREAS, a meltdown or radiological fire could lead to tens of thousands of near-and long-term deaths and cases of chronic radiation sickness, devastate the regions' economy, and render uninhabitable much of the greater New York Metropolitan Area; and

APR 07 2004

7REB

WHEREAS, the Radiological Emergency Preparedness Plan for the 10-mile emergency planning zone is known to be wholly defective in its ability to evacuate area residents and workers in the event of anything but a minor radiological release; and

WHEREAS, the Radiological Emergency Preparedness Plan does not protect citizens residing and working outside of the 10-mile emergency zone; approximately 20 million people living and working within the 50-mile radius; according to a 1982 NRC-commissioned study the 50-mile radius around a nuclear power plant is known as the "peak" injury zone; and according to federal emergency regulations, the 50-mile radius is known as the Ingestion Zone—the area within which people could be at risk if they eat or drink contaminated food or water; and

WHEREAS, the City of Newark is located 45 miles South of Indian Point, well within the 50 mile Ingestion Zone radius; and

WHEREAS, the release of significant amounts of radiation, whether by a terrorist act, incident or malfunction, would be catastrophic to all Newark residents; and

WHEREAS, any benefits that the Indian Point provides are greatly outweighed by the risks; and

WHEREAS, the implementation of comprehensive energy efficiency and conservation measures and the ability to draw power from New England—which has an energy surplus—can easily "replace" the electricity once provided by Indian Point, thus avoiding the risk of brownouts or significant increases in energy bills; and

WHEREAS, an immediate closure of Indian Point, especially if taken in concert with other safety measures described below, would substantially reduce the risks and consequences of an attack or accident, both in the near and long term; and

WHEREAS, over 300 elected officials, including 11 members of Congress in three (3) states, are calling for the shutdown of the Indian Point nuclear power plant.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY that it does hereby join the coalition of concerned municipalities that are calling for the immediate closure and the safe and orderly decommissioning of the Indian Point Nuclear Power Station. The Municipal Council also opposes the re-licensing of Indian Point 2 and Indian Point 3 when their current licenses expire in 2013 and 2015, respectively, and that the NRC deny the Energy Corporation's request for a 20-year license renewal for Indian Point 2 and 3, and to make this finding as soon as possible.

BE IT FURTHER RESOLVED, that the NRC must take prompt action to permanently retire the Indian Point facility and take all measures necessary to minimize the risks associated with the terrorist threat to the Indian Point Nuclear Power Station, and therefore the protection of the City of Newark and the greater New Jersey metropolitan area; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Gov. James E. McGreevy and Riverkeeper, Inc., Newark Mayor Sharpe James, The NRC, Indian Point Nuclear Power Station and Members of the City's Congressional Delegation.

CERTIFIED TO BY ME THIS
14th DAY OF APRIL, 2004

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RECORD OF COUNCIL VOTE ON FINAL PASSAGE

Council Member	AYE	NAY	NV	AB	Council Member	AYE	NAY	NV	AB	Council Member	AYE	NAY	NV	AB
AMADOR				✓	CORCHADO	✓				TUCKER	✓			
BELL	✓				CHANEYFIELD JENKINS				✓	WALKER	✓			
BRIDGEFORTH	✓				QUINTANA	✓				BRADLEY, Pres.	✓			
✓ Indicates Vote				AB - Absent				Not Voting						

Adopted at a meeting of the Municipal Council of the City of Newark, N.J.,

APR 8 7 2004

Donald Bradley
President of the Council

Robert S. Marasco
City Clerk