

May 14, 2004

Mr. Jerry Smith, Tribal Historic Preservation Officer
Lac Courte Oreilles Band of Lake Superior
Chippewa Indians of Wisconsin
Tribal Historic Preservation Office
13394 W. Trepania Road
Hayward, WI 54843

SUBJECT: U.S. NUCLEAR REGULATORY COMMISSION REVIEW OF POINT BEACH
NUCLEAR PLANT, UNITS 1 AND 2 LICENSE RENEWAL APPLICATION

Dear Mr. Smith:

The U.S. Nuclear Regulatory Commission (NRC) is seeking input for its environmental review of an application from Nuclear Management Company, LLC (NMC) to renew the operating licenses for the Point Beach Nuclear Plant, Units 1 and 2 (PBNP). PBNP is located on the western shore of Lake Michigan in Two Rivers, Wisconsin, approximately 30 miles southeast of Green Bay, Wisconsin. PBNP is in close proximity to lands that may be of interest to the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin. As described below, the NRC process includes an opportunity for public and intergovernmental participation in the environmental review. We want to ensure that you are aware of our efforts and, pursuant to 10 CFR 51.28(b), the NRC invites the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin to provide input to the scoping process relating to the NRC's environmental review of the application. In addition, as outlined in 36 CFR 800.8, the NRC plans to coordinate compliance with Section 106 of the National Historic Preservation Act of 1966 through the requirements of the National Environmental Policy Act of 1969.

Under NRC regulations, the original operating license for a nuclear power plant is issued for up to 40 years. The license may be renewed for up to an additional 20 years if NRC requirements are met. The current operating licenses for PBNP Units 1 and 2 will expire in October 2010 and March 2013, respectively. NMC submitted its application for renewal of the PBNP operating licenses to the NRC on February 26, 2004.

The NRC is gathering information for a PBNP-specific supplement to its "Generic Environmental Impact Statement for License Renewal of Nuclear Plants" (GEIS), NUREG-1437. The supplement will contain the results of the review of the environmental impacts on the area surrounding the PBNP site that are related to terrestrial ecology, aquatic ecology, hydrology, historic and archaeological resources, and socioeconomic issues (among others) and will contain a recommendation regarding the environmental acceptability of the license renewal action.

The NRC will hold two public scoping meetings for the PBNP license renewal supplement to the GEIS on June 15, 2004, at Fox Hills, 250 West Church Street in Mishicot, Wisconsin. There will be two sessions to accommodate interested parties. The first session will convene at 1:30 p.m. and will continue until 4:30 p.m., as necessary. The second session will convene at 7:00 p.m., with a repeat of the overview portions of the meeting, and will continue until

10:00 p.m., as necessary. Additionally, the NRC staff will host informal discussions one hour before the start of each session. To be considered, comments must be provided either at the transcribed public meetings or in writing. No formal comments on the proposed scope of the supplement to the GEIS will be accepted during informal discussions.

The application is electronically available for inspection from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS) under Accession Number ML040580020. ADAMS is accessible at <http://www.nrc.gov/reading-rm/adams.html> which provides access through the NRC's Public Electronic Reading Room (PERR) link. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's Public Document Room (PDR) Reference staff at 1-800-397-4209 or by e-mail at pdr@nrc.gov. In addition, the application can be viewed on the Internet at <http://www.nrc.gov/reactors/operating/licensing/renewal/applications.html>.

A paper copy of the application can be viewed at the NRC's PDR, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, 20852-2738; and at the Lester Public Library, located at 1001 Adams Street, Two Rivers, Wisconsin, 54241. The GEIS, which assesses the scope and impact of environmental effects that would be associated with license renewal at any nuclear power plant site, can also be found on the NRC's website, www.nrc.gov, or at <http://www.nrc.gov/reading-rm/pdr.html>, NRC's PDR.

Please submit any written comments that the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin tribal community may have to offer on the scope of the environmental review by July 14, 2004. Comments should be submitted by mail to the Chief, Rules and Directives Branch, Division of Administrative Services, Mail Stop T-6D59, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by e-mail to PointBeachEIS@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 mail a copy to you.

The NRC will issue the draft supplemental environmental impact statement (SEIS) for public comment (anticipated publication date, January 2005), and will hold another set of public meetings in the site vicinity to solicit comments on the draft. A copy of the draft SEIS will be sent to you for your review and comment. After consideration of public comments received on

J. Smith

3

the draft, the NRC will prepare a final SEIS. The issuance of a final SEIS for PBNP is planned for September 2005. If you need additional information regarding the environmental review process, please contact Mr. William Dam, Environmental Project Manager, at 301-415-4014.

Sincerely,

/RA/

Pao-Tsin Kuo, Program Director
License Renewal and Environmental Impacts
Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

Docket Nos.: 50-266 and 50-301

cc: See next page

J. Smith

3

the draft, the NRC will prepare a final SEIS. The issuance of a final SEIS for PBNP is planned for September 2005. If you need additional information regarding the environmental review process, please contact Mr. William Dam, Environmental Project Manager, at 301-415-4014.

Sincerely,

/RA/

Pao-Tsin Kuo, Program Director
License Renewal and Environmental Impacts
Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

Docket Nos.: 50-266 and 50-301

cc: See next page

DISTRIBUTION:

DMatthews/FGillespie

PTKuo

WDam

JTappert

REmch

SImboden

MMorgan

KCozens

CMarco

HChernoff

LKozak, RIII

RMorris, RIII

PKrohn, RIII

PSchumann (LANL)

RLEP R/F

Accession no.: **ML041410206**

Document name: C:\ORPCheckout\FileNET\ML041410206.wpd

OFFICE	RLEP:LA	RLEP:GE	PM:RLEP	OGC	SC:RLEP	PD:RLEP
NAME	MJenkins	SImboden	WDam	CMarco	JTappert	PTKuo
DATE	4/29/04	4/29/04	5/3/04	5/12/04	5/12/04	5/14/04

OFFICIAL RECORD COPY

Point Beach Nuclear Plant, Units 1 and 2

cc:

Jonathan Rogoff, Esquire
Vice President, Counsel & Secretary
Nuclear Management Company, LLC
700 First Street
Hudson, WI 54016

Mr. Richard R. Grigg
President and Chief Operating Officer
Wisconsin Electric Power Company
231 West Michigan Street
Milwaukee, WI 53201

Regulatory Affairs Manager
Point Beach Nuclear Plant
Nuclear Management Company, LLC
6610 Nuclear Road
Two Rivers, WI 54241

Mr. Ken Duveneck
Town Chairman
Town of Two Creeks
13017 State Highway 42
Mishicot, WI 54228

Chairman
Public Service Commission
of Wisconsin
P.O. Box 7854
Madison, WI 53707-7854

Regional Administrator, Region III
U.S. Nuclear Regulatory Commission
801 Warrenville Road
Lisle, IL 60532-4351

Resident Inspector's Office
U.S. Nuclear Regulatory Commission
6612 Nuclear Road
Two Rivers, WI 54241

Mr. Jeffery Kitsembel
Electric Division
Public Service Commission of Wisconsin
P.O. Box 7854
Madison, WI 53707-7854

Nuclear Asset Manager
Wisconsin Electric Power Company
231 West Michigan Street
Milwaukee, WI 53201

John Paul Cowan
Executive Vice President & Chief Nuclear
Officer
Nuclear Management Company, LLC
700 First Street
Hudson, WI 54016

Douglas E. Cooper
Senior Vice President - Group
Operations
Palisades Nuclear Plant
Nuclear Management Company, LLC
27780 Blue Star Memorial Highway
Covert, MI 49043

Site Director of Operations
Nuclear Management Company, LLC
6610 Nuclear Road
Two Rivers, WI 54241

Mr. Gary D. Middlesworth
Site Vice President
Point Beach Nuclear Plant
Nuclear Management Company, LLC
6610 Nuclear Road
Two Rivers, WI 54241

Mr. Kenneth Westlake
Chief, Environmental Planning and
Evaluation Branch
U.S. EPA Mail Code B-195
77 W. Jackson Blvd.
Chicago, IL 60604

Point Beach Nuclear Plant, Units 1 and 2

cc:

Mr. Fred Emerson
Nuclear Energy Institute
1776 I Street, NW, Suite 400
Washington, DC 20006-3708

Mr. Nick Niederlander
Lester Public Library
1001 Adams Street
Two Rivers, WI 54241