

August 16, 2005

Mr. David A. Christian
Senior Vice President and Chief Nuclear Officer
Dominion Resources Services, Inc.
Innsbrook Technical Center
5000 Dominion Blvd.
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Dear Mr. Christian:

By letter dated October 23, 2003, the U.S. Nuclear Regulatory Commission (NRC) accepted the application of Dominion Nuclear North Anna LLC (Dominion) for an early site permit (ESP) for the North Anna ESP site and transmitted the NRC's planned review schedule for the application. By letters dated June 22 and November 12, 2004, the staff provided you with updates to the planned review schedule. Dominion revised and supplemented its application on October 2, 2003, July 15 and September 7, 2004, and May 12 and July 25, 2005. The staff has reviewed the ESP application through the May 12, 2005, revision. This letter updates you on the progress of the review and identifies revised schedule targets for the remainder of the environmental review (see enclosure).

The review schedule reflects the effort to complete the environmental and safety reviews for the Dominion ESP application. An estimate of the dates for the mandatory hearing and Commission's final decision is also provided in the enclosed schedule; however, these schedules are not within the staff's control. The staff may be able to improve on that schedule if the review progresses more quickly than planned.

The staff issued the draft environmental impact statement (DEIS) for the Dominion ESP application in December 10, 2004. The comment period ended on March 1, 2005. More than 1300 people provided approximately 7000 comments on the DEIS. In addition, the NRC received comments from Dominion on the DEIS. The number of public comments significantly exceeded what had been planned for in the previous schedule. The level of stakeholder participation for the Dominion draft EIS led the staff to determine that additional resources and time are needed to consider the public comments and to complete the Dominion environmental review. Therefore, the staff expects to delay the issuance of the Dominion final EIS by four months. The enclosed updated review schedule reflects the adjusted milestones.

The Commission places a high value on establishing and maintaining stable and predictable regulatory programs for licensing and inspecting new nuclear plants, including the review of ESPs. Based on the lessons-learned from the three ongoing ESP reviews, the staff is taking additional actions to limit future scheduling delays. Actions include developing a database of public comment responses and obtaining additional contractor support.

D. Christian

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The NRC staff discussed these schedule changes with your staff in a telephone conference on August 16, 2005. If you have any questions or comments concerning this matter, you may contact Jack Cushing at (301) 415-1424 or jxc9@nrc.gov, or Belkys Sosa at (301) 415-2375 or bx2@nrc.gov.

Sincerely,

/RA L. Dudes for:/

William D. Beckner, Program Director
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Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

Docket No. 52-008

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Docket No. 52-008

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*See previous concurrence

ADAMS ACCESSION NUMBER: ML051520461

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Review Schedule for Dominion Early Site Permit Application for the North Anna Site

Milestone	Completion Date (Actual - A Target -T)
Receive early site permit application	09/25/03 - A
Press Release announcing receipt and availability	10/09/03 - A
Federal Register notice (FRN) published for receipt and availability	10/16/03 - A
FRN published announcing acceptance	10/30/03 - A
1st inspection complete	11/21/03 - A
FRN published for Notice of Intent (environmental scoping process)	11/24/03 - A
FRN published for mandatory hearing	12/02/03 - A
Environmental scoping meeting	12/08/03 - A
Deadline for filing petitions for intervention	01/02/04 - A
Scoping period ends	01/09/04 - A
Environmental requests for additional information (RAIs) issued to applicant	03/12/04 - A
Deadline for submitting contentions	05/03/04- A
Safety and emergency planning (EP) RAIs issued to the applicant	06/03/04 - A
Applicant submits responses to safety and EP RAIs	08/19/04 - A
Applicant submits revision to environmental report	09/07/04 - A
Draft environmental impact statement (EIS) to EPA, Issue Notice of availability	12/10/04 - A
Draft safety evaluation report (SER) issued	12/20/04 - A
Public meeting to discuss draft EIS	02/17/05 - A
2nd inspection complete	02/08/05 - A
End of draft EIS comment period	03/01/05 -A
ACRS subcommittee meeting on draft SER	03/02/05 - A
ACRS full committee meeting on draft SER	03/03/05 - A
ACRS interim letter to Commission	03/11/05 - A
Applicant submits responses to SER open items	03/31/05 - A
Optional final inspection complete	N/A*
Final SER issued	06/16/05 - A
ACRS subcommittee meeting on final SER	N/A*
ACRS full committee meeting on final SER	07/06/05 - A
Regional Administrator's Letter	N/A*
ACRS letter to Commission	07/18/05 - A
Final SER issued as NUREG	09/30/05** - T
Final EIS issued to EPA/Issue Notice of Availability	12/23/05- T
Atomic Safety and Licensing Board (ASLB) initial decision	06/06 - T
Commission decision	10/06 - T

*Optional final inspection and ACRS subcommittee on final SER not needed.

**Additional time needed to review Revision 5 to the ESP application which was issued on 07/25/05.

Enclosure