



DEPARTMENT OF THE ARMY
NORFOLK DISTRICT, CORPS OF ENGINEERS
FORT NORFOLK, 803 FRONT STREET
NORFOLK, VIRGINIA 23510-1096

REPLY TO
ATTENTION OF:

July 15, 2005

Northern Virginia Regulatory Section
(Lake Anna)

US Nuclear Regulatory Commission
OWFN 11 F-1
Attn: Mr. Jack Cushing
Washington, DC 20555-0001

Dear Mr. Cushing:

This is in reference to your request for Corps' comments on the "Draft Environmental Impact Statement for an Early Site Permit (ESP) at the North Anna ESP Site" project in Caroline County.

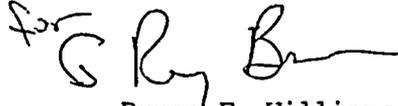
Based on the ESP draft submitted by you, fill may be proposed in waters of the United States regulated under Section 404 of the Clean Water Act (33 U.S.C. 1344) and may require a Department of the Army Permit. However, before we could make such a decision, the following additional information is required for review:

1. A USGS topo map depicting the location and boundaries of the project site for the proposed Units 3 and 4.
2. If the project would impact wetlands, a wetland delineation utilizing the Corps 1987 Delineation Manual would be required to be submitted for our review and confirmation. The delineation must include sample locations on a plan and correspond to your data sheets.
3. The entire proposed plan of development with a depiction of all work that is subject to regulation under Section 404 of the Clean Water Act (i.e. intake and outfalls structures within jurisdictional waters and/or wetlands).
4. A survey for the federally listed threatened species; swamp pink (Helonias bullata), small whorled pogonia (Isotria medeoloides), and sensitive joint vetch (Aeschynomene virginica).
5. Identification of any archaeological, cultural, and historic properties that may exist on the subject site within the Corps' permit area.
6. Evidence that discharges of dredged or fill material into waters of the United States are avoided or minimized to the maximum extent practicable at the project site.

Any work in these areas may require authorization by state and local agencies. Thank you for providing us the opportunity to provide early comment on the project.

Should you have questions, please call Ms. Regena Bronson at 301.475.2720 in our Potomac Field Office.

Sincerely,

for


Bruce F. Williams
Chief, Northern Virginia
Regulatory Section