

June 16, 2006

Mr. J. A. Stall  
Senior Vice President, Nuclear and  
Chief Nuclear Officer  
Florida Power and Light Company  
P.O. Box 14000  
Juno Beach, Florida 33408-0420

SUBJECT: CONSULTATION UNDER SECTION 7 OF THE ENDANGERED SPECIES ACT  
REGARDING DEAD CROCODILE AT THE TURKEY POINT PLANT  
(TAC NOS. MC9679 AND MC9680)

Dear Mr. Stall:

On December 21, 2005, Florida Power and Light Company (FPL) notified the U. S. Fish and Wildlife Service (FWS) that a dead American crocodile had been found on a roadway at the Turkey Point Plant. The crocodile had presumably been killed unintentionally by a vehicle using the roadway.

Following discussions among the FWS, the U.S. Nuclear Regulatory Commission (NRC) and the Army Corps of Engineers, it was agreed that the NRC should be the agency responsible for consultation with the FWS on potential effects to the American crocodile as a result of continued operation of the Turkey Point plant. Consequently, in a letter to the FWS dated March 24, 2006 (ML060860052), the NRC requested reinitiation of consultation under Section 7 of the Endangered Species Act of 1973.

In the enclosed letter dated May 5, 2006, the FWS provided its Biological Opinion, which establishes an incidental take limit of one American crocodile every 5 years. It also requires FPL take certain actions to increase employee awareness of the presence of American crocodiles at the Turkey Point Plant. This concluded formal consultation as a result of the December 21, 2005, event. Reinitiation of consultation is required if the incidental take limit is exceeded or for other conditions detailed in the Biological Opinion.

J. Stall

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If you have any questions, please contact me at (301) 415-3974 or Harriet Nash at (301) 415-4100.

Sincerely,

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Brendan T. Moroney, Project Manager  
Plant Licensing Branch II-2  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket Nos. 50-250 and 50-251

Enclosure: FWS letter dated May 5, 2006

cc w/enclosure: See next page



Mr. J. A. Stall  
Florida Power and Light Company

## **TURKEY POINT PLANT**

cc:

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