

**From:** "Harry Ruth" <HC.RUTH@LOUISA.NET>  
**To:** "Ellie Irons (VDEQ)" <elirons@deq.virginia.gov>, "North Anna ESP Comments" <North\_Anna\_Comments@NRC.GOV>, "Jack Cushing (NRC)" <JXC9@NRC.GOV>, "Andrew Kugler (NRC)" <AJK1@NRC.GOV>, "Nitin Patel (NRC)" <NXP1@NRC.GOV>  
**Date:** Mon, Jul 24, 2006 8:33 AM  
**Subject:** Request for extension of NRC public comment period re North Anna ESP

Dear Nuclear Regulatory Commission (NRC) and Va. Dept of Environmental Quality (VDEQ),

Attached please find a letter addressed to the NRC and VDEQ requesting an extension of the NRC Public Comment Period beyond August 31, 2006 re the Dominion Nuclear North Anna Application for the Early Site Permit (ESP) Review. Please see the attachment for the five (5) different reasons for this request.

This request also asks that VDEQ and NRC makes available to the public its own analysis and conclusions regarding the impacts of Dominion's revised proposal. This is necessary because the public must rely heavily upon public agencies for technical analysis of the operational impacts of Dominion's revised cooling system proposal. We do not have the resources to undertake an extensive technical and safety analysis, so it becomes imperative that we are given time to review the analysis that NRC and VDEQ, coupled with the input from the public hearings and then incorporate that analysis into our own comments.

Thank you in advance for your kind consideration of our request. If you have any questions, please do not hesitate to call. I'll look forward to your response.

Sincerely,

Harry Ruth  
For the Friends of Lake Anna  
C/O 230 Heather Drive, Bumpass, Va. 23024  
Phone 540-872-3632

sue

**CC:** "Representative Eric Cantor (7th District)" <lloyd.lenhart@mail.house.gov>, "Senator Ryan McDougle" <district04@sov.state.va.us>, "Senator R. Edward Houck" <ehouck@adelphia.net>, "Senator Charles Colgan-2" <district29@sov.state.va.us>, "Senator Charles Colgan" <cjcolgan@aol.com>, "Delegate Robert Orrock, Sr (54th Dist)." <delborrock@house.state.va.us>, "Delegate Edward Scott (30th Dist)" <delescott@house.state.va.us>, "Delegate Chris Peace (97th Dist)" <delcpeace@house.state.va.us>, "Delegate Bill Janis (56th Dist)" <Del\_Janis@house.state.va.us>, "Delegate Clifford Athey (18th Dist)" <DelCAthey@house.state.va.us>, "Senator Russell Potts (27th Dist)" <district27@sov.state.va.us>

**Mail Envelope Properties** (44C4BE1E.9CB : 8 : 59851)

**Subject:** Request for extension of NRC public comment period re North Anna  
ESP

**Creation Date** Mon, Jul 24, 2006 8:31 AM

**From:** "Harry Ruth" <[HC.RUTH@LOUISA.NET](mailto:HC.RUTH@LOUISA.NET)>

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MESSAGE	1771	Monday, July 24, 2006 8:31 AM
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VDEQ & NRC letter- Request for extension of NRC Public comment time-24 Jul 06.doc	41472	
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**ReplyRequested:** No  
**Return Notification:** None

**Concealed Subject:** No  
**Security:** Standard

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Junk List is not enabled  
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Block List is not enabled

**FRIENDS OF LAKE ANNA, VIRGINIA**

24 Jul 2006

Ms. Ellie Irons, Environmental Impact Review Program Manager  
Virginia Department of Environmental Quality (VDEQ)  
629 East Main Street, Richmond, Va. 23219  
Via email to [elirons@deq.virginia.gov](mailto:elirons@deq.virginia.gov)

Mr. Jack Cushing, Environmental Project Manager for North Anna ESP Site Application,  
U.S. Nuclear Regulatory Commission (NRC), Washington D.C. 20555  
Via email to [JXC9@NRC.GOV](mailto:JXC9@NRC.GOV) and [North\\_Anna\\_Comments@NRC.GOV](mailto:North_Anna_Comments@NRC.GOV)

**Reference:** (1) Friends of Lake Anna letter dated 7 Sep 05 to VDEQ & NRC forwarding petitions, emails, letters & Board of Directors Resolutions representing 1,850 people who share similar concerns re the North Anna ESP, plus many letters after 7 Sep 05 with additional specific concerns identified.

(2) Friends of Lake Anna letter dated 25 Oct 05 to VDEQ & NRC forwarding 1 property owners association that support our concerns. The number of people now supporting the Friends of Lake Anna was approximately 2,650.

**Subject:** Request for extension of NRC Public Comment period beyond August 31<sup>st</sup> re the NRC public hearing on Aug 15<sup>th</sup> for the Dominion Nuclear North Anna Application for the Early Site Permit (ESP) Review

Dear Ms. Irons and Mr. Cushing,

On behalf of the 2,650 persons represented by the Friends of Lake Anna, it is requested that the NRC Public Comment period re the Dominion Nuclear North Anna application for the Early Site Permit be extended for the reasons stated below.

Our group, "The Friends of Lake Anna" is a citizen group whose mission is to protect Lake Anna (both main reservoir and cooling lagoons) and its surrounding landscape, together with any related concerns, within Louisa, Spotsylvania, and Orange Counties for the health, safety and welfare of current residents/users and for future generations. We are not anti-nuclear, nor do we have "not in my backyard" sentiments, but do support a wise and safe use of nuclear energy. Our goal is simply to protect Lake Anna for the 500,000 annual users and insure compliance with the law.

**REASONS FOR REQUEST:**

(1) We still have not received a new revised or supplemental Safety Report from the NRC re the revised ESP application and as a result are unable to research any related material. If you recall from previous communications, there were many inconsistencies between the NRC draft environmental report and the NRC Safety Report with the initial ESP application. How can the public feel it is safely protected with this revised application for the ESP without having the benefit of reviewing the safety report in advance of the public hearing on August 15<sup>th</sup>? When can we expect this report from the NRC and when will it be available in hard copy in the public libraries for review?

**FRIENDS OF LAKE ANNA, VIRGINIA**

(2) The Va. Dept of Environmental Quality public comment period for the revised ESP ends on September 8, 2006. At a minimum, the NRC public comment should be extended to that date and leave adequate time past that date to review the Safety Report in relationship to the Draft Environmental Impact Statement and the additional comments from both public hearings for an Early Site Permit (ESP) at the North Anna ESP site (NUREG-1811) Supplement 1.

(3) It is also our hope that during the extended NRC comment period we are requesting, that both NRC and VDEQ will make available to the public its own analysis and conclusions regarding the impacts of Dominion's revised proposal. This is necessary because the public must rely heavily upon public agencies for technical analysis of the operational impacts of Dominion's revised cooling system proposal. We do not have the resources to undertake an extensive technical and safety analysis, so it becomes imperative that we are given time to review the analysis that NRC and VDEQ has and then incorporate that analysis into our own comments.

(4) With relying on a part-time volunteer effort only, we do not have sufficient time (with only 11 working days until August 31st) following the NRC public hearing on August 15<sup>th</sup> and the Va. Dept of Environmental Quality public hearing on August 16 to research and comment on the vast amount of information that is expected to be presented with public testimony and discussion with NRC and VDEQ staff (prior to the public hearings). Unfortunately, we do not have the luxury of a large contractor staff (similar to the NRC) to research and evaluate all the briefing and comments received at the two public hearings within 11 working days.

(5) Additional time should be permitted for public review when the data to be commented on is very voluminous, with many cross-references, Requests for Additional Information (RAI's), Responses to the RAI's, Safety Reports, Environmental Reports, supplements to the Safety reports and supplements to the Environmental reports, etc..

**Request:**

We request that the NRC, VDEQ, and Dominion work cooperatively to ensure that the public has adequate opportunity to review and comment on all relevant information re the public hearings. The Supplemental Draft Environmental Impact Statement (EIS) and the new or Supplemental Draft Safety Report should be reviewed by all, including the public, before the public comment period expires. This could prevent a repetition of any review processes in the event the Supplemental Draft Environmental Impact and Safety reports contain new information not considered during the initial public reviews. In this manner, the public will have the benefit of the U.S. taxpayer funded research by both the federal and state agencies before the public comments periods expire. To ask the public to comment on such an important nuclear project that may help solve our nation's need for additional energy in advance of having adequate time to review all federal and state documents produced at public expense is not productive.

This can be a win-win situation for all involved if Dominion, the public, NRC, VDEQ work together so all equities are protected. As indicated previously, we are not anti-nuclear, nor do we have "not in my backyard" sentiments, but we do promote the wise and safe use of nuclear energy so future nuclear reactors do not have an adverse impact to the over 500,000 users and residents of Lake Anna. Our goal is simply to protect the health, safety and welfare of the Lake Anna users and Virginia residents.

**FRIENDS OF LAKE ANNA, VIRGINIA**

Thank you in advance for your kind consideration of our request. If you have any questions, please do not hesitate to call. I'll look forward to your response.

Sincerely,

Harry Ruth  
For the Friends of Lake Anna  
C/O 230 Heather Drive, Bumpass, Va. 23024  
Phone 540-872-3632

CC: U.S. Representative Eric Cantor (7<sup>th</sup> District) (via email – [lindsay.pickral@mail.house.gov](mailto:lindsay.pickral@mail.house.gov))  
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Senator Ryan McDougal, 4<sup>th</sup> District of Virginia (via email – [district04@sov.state.va.us](mailto:district04@sov.state.va.us))  
Senator Charles Colgan, 29<sup>th</sup> District of Virginia (via email – [cjcolgan@aol.com](mailto:cjcolgan@aol.com))  
Senator Russell Potts, 27<sup>th</sup> District of Virginia (via email – [district27@sov.state.va.us](mailto:district27@sov.state.va.us))  
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Delegate Edward Scott, 30<sup>th</sup> District of Virginia (via email – [delescott@house.state.va.us](mailto:delescott@house.state.va.us))  
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Delegate Robert Orrock, Sr., 54<sup>th</sup> District of Virginia (via email – [delborrock@house.state.va.us](mailto:delborrock@house.state.va.us))  
Delegate Clifford Athey, 18<sup>th</sup> District of Virginia (via email – [DelCAthey@house.state.va.us](mailto:DelCAthey@house.state.va.us))