

From: "Crane, Christopher" <ChrisC@westchesterlegislators.com>
To: <IndianPointEIS@nrc.gov>
Date: 10/12/2007 2:55:02 PM
Subject: Scoping Comments; License Renewal Application, Indian Point Nuclear
Generating Unit Nos. 2 & 3
cc: "Thomas Abinanti" <tja3@westchestergov.com>

Please see attached comments submitted during the scoping process for the license renewal application of Indian Point nuclear generating unit nos. 2 & 3.

Please contact me with questions, etc. at (914) 995-2104.

Christopher M. Crane
Counsel, Committee on Environment & Energy
Westchester County Board of Legislators
148 Martine Ave., 8th Flr.
White Plains, NY 10601
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Created By: ChrisC@westchesterlegislators.com

Recipients "Thomas Abinanti" <tja3@westchestergov.com>
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WESTCHESTER COUNTY BOARD OF LEGISLATORS

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148 MARTINE AVENUE
WHITE PLAINS, NEW YORK 10601
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Via Electronic Mail to IndianPointEIS@nrc.gov

October 12, 2007

Mr. Bo M. Pham
Office of Nuclear Reactor Regulation
United States Nuclear Regulatory Commission
Washington, D.C. 20555-0001

**RE: Scoping Comments; License Renewal Application for Indian Point Nuclear
Generating Units Nos. 2 and 3**

Dear Mr. Pham:

On behalf of Environment & Energy Committee Chair, Leg. Thomas Abinanti, I submit the following comments regarding the above-referenced re-licensing application at Indian Point.

The Westchester County Board of Legislators has long monitored the operation of the Indian Point Energy Center (IPEC), and has actively engaged the Nuclear Regulatory Commission (NRC) and the plant owner, Entergy, to promote the safety and welfare of Westchester County residents. The Committee on Environment & Energy and the Board of Legislators will continue to maintain this high level of interest during the review of Entergy's application for the re-licensing of IPEC.

To demonstrate the Board of Legislators' continuing resolve in this matter, please see the enclosed resolutions. As shown, the Board of Legislators has consistently sought alternatives to the Indian Point nuclear power plant, as well as safe operations and evacuation procedures.

Thank you for the opportunity to provide comment during the scoping process.

Very truly yours,

A handwritten signature in cursive script that reads "Christopher M. Crane".

Christopher M. Crane
Counsel, Committee on Environment
& Energy

Enclosure

cc: Hon. T. Abinanti



**WESTCHESTER COUNTY
BOARD OF LEGISLATORS**

Series of Indian Point Resolutions



BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER,
STATE OF NEW YORK

INTRODUCED BY:
KAPLOWITZ & ABINANTI

Resolution No. 112 - 2007

WHEREAS, the operating licenses for Indian Point 2 and Indian Point 3, located in Buchanan, New York, expire in 2013 and 2015, respectively, and

WHEREAS, Entergy Corporation, the owner and operator of these power plants has submitted their application to the U.S. Nuclear Regulatory Commission (NRC) for license renewal which would extend the plants' operations for another twenty years, and

WHEREAS, this Honorable Board has passed numerous Resolutions regarding the Indian Point Nuclear Power Plants, calling for, among other things, the NRC to change their siting regulations as stated in 10 CFR Part 54 to require nuclear power plants applying for license renewal to be held to the same standards as a new plant, and

WHEREAS, on May 3, 2007, U.S. Representatives Nita Lowey, John Hall and Maurice Hinchey, introduced the *Nuclear Power Licensing Reform Act of 2007* (H.R. 2162) which, if passed, would amend Section 103 of the Atomic Energy Act of 1954, subsection c. by adding at the end the following: 'Any such renewal shall be subject to the same criteria and requirements that would be applicable for an original application for initial construction, and the Commission shall ensure that any changes in the size or distribution of the surrounding population have not resulted in the facility being located at a site at which a new facility would not be allowed to be built.', now therefore be it

RESOLVED, that the Westchester County Legislature urges the immediate passage of H.R. 2162, which would mandate the criteria for license renewal of a nuclear power plant be the same as that required for a new plant, and be it further

RESOLVED, that the Westchester County Legislature requests that New York State Governor Eliot Spitzer and New York State Attorney General Andrew Cuomo join the Westchester County Legislature, and make a formal request to New York's Congressional Delegation urging the immediate passage of H.R. 2162, and be it further

RESOLVED, that the Clerk of the Westchester County Legislature forward copies of this Resolution to U.S. Representatives Nita Lowey, Eliot Engel, Maurice Hinchey, John Hall, Kirsten Gillibrand and Christopher Shays, U.S. Senators Charles Schumer and Hillary Rodham Clinton, New York State Governor Eliot Spitzer and New York State Attorney General Andrew Cuomo, so the intent of this Honorable Board be widely known.

COMMITTEE ON ENVIRONMENT & ENERGY

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 112 - 2007 with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolution which was duly adopted by the Westchester County Board of Legislators of said County on June 4, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 5th day of June, 2007.



Tina Seckerson

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

(seal)



BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER,
STATE OF NEW YORK

INTRODUCED BY:
KAPLOWITZ & ABINANTI

Resolution No. 87 - 2007

WHEREAS, the operating licenses for Indian Point 2 and Indian Point 3, located in Buchanan, New York, expire in 2013 and 2015, respectively, and

WHEREAS, this Honorable Board has passed numerous Resolutions regarding the Indian Point Nuclear Power Plants, calling for, among other things, the NRC to deny the applications for license renewal for Indian Point 2 and Indian Point 3, and

WHEREAS, Entergy Corporation, the owner and operator of these power plants has submitted their application to the U.S. Nuclear Regulatory Commission (NRC) for license renewal which would extend the plants' operations for another twenty years, now therefore be it

RESOLVED, that the Westchester County Legislature urges the NRC to hold hearings in Westchester County at a time and place that will allow for maximum input from Westchester residents, and be it further

RESOLVED, that NRC representatives coordinate these meetings with this Honorable Board, and be it further

RESOLVED, that the Clerk of the Westchester County Legislature forward a copy of this Resolution to U.S. Representatives Nita Lowey, Eliot Engel and John Hall, U.S. Senators Charles Schumer and Hillary Rodham Clinton, and the appropriate NRC personnel, so the intent of this Honorable Board be widely known.

Date: May 7, 2007

J. Abinanti
Richard Kaplowitz
Richard Kaplowitz

COMMITTEE ON ENVIRONMENT & ENERGY

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 87 - 2007 with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolution which was duly adopted by the Westchester County Board of Legislators of said County on May 7, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 8th day of May, 2007.



Tina Seckerson

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

(seal)



BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER,
STATE OF NEW YORK

INTRODUCED BY:
LEGISLATOR ABINANTI

RESOLUTION NO. 17 - 2007

WHEREAS, Entergy is the owner and operator of two nuclear power plants, Indian Point 2 and Indian Point 3, located in the Village of Buchanan, Westchester County, New York; and

WHEREAS, The Nuclear Regulatory Commission (NRC) is the federal regulatory agency overseeing, regulating and licensing IP2 and IP3; and

WHEREAS, the NRC has the power and authority to order an Independent Safety Assessment (ISA) of IP2 and IP3; and

WHEREAS, such an ISA was conducted at the Maine Yankee Nuclear Power Plant, and

WHEREAS, there are concerns over the historical safety record of Indian Point, especially in light of the age of the Indian Point facilities, which could compromise the health and safety of Westchester residents; and

WHEREAS, the citizens of Westchester County, because of their close proximity to Indian Point, deserve to have a clear and accurate assessment of any and all safety problems or issues that are currently known or may be discovered at Indian Point; and these issues should be presented to the public in a timely manner after discovery; and

WHEREAS, the NRC, in spite of the problems and safety issues experienced by IP2 and IP3, has refused to order an ISA of IP2 and IP3; and

WHEREAS, legislation was introduced in both Houses of the 109th U.S. Congress (H.R.4891 and S.2488) that would have mandated the NRC to order a Maine Yankee-style ISA on the vital systems of Indian Point and require FEMA to justify, with specificity, its approval of the IP evacuation plan despite the findings of the 2003 Witt Report, commissioned by then New York State Governor George Pataki, which detailed the impossibility of evacuation should an incident occur at the Indian Point site; and

WHEREAS, that legislation which would have required:

- 1) a "vertical slice" review of all operating systems;
- 2) a "horizontal" review of all plant maintenance;

- 3) a rigorous re-evaluation of the feasibility of the evacuation plan for Indian Point;
- 4) a mandate that independent experts conduct the review, and
- 5) a mandate that the review be monitored by local officials; now therefore be it

RESOLVED, that the Westchester County Board of Legislators requests that the 110th United States Congress enact legislation that would require the Nuclear Regulatory Commission to conduct an Independent Safety Assessment of the Indian Point Nuclear Power Plants through the reintroduction and passage of H.R.4891 and S.2488 (109th Congress); and be it further

RESOLVED, that this Honorable Board requests that New York State Governor Eliot Spitzer and New York State Attorney General Andrew Cuomo join the Westchester County Legislature, on behalf of the public health and safety of Westchester residents, and also make a formal request to New York's 110th Congressional Delegation to immediately reintroduce and pass S.2488 and H.R.4891 as introduced in the 109th Congress; and be it further

RESOLVED, that the Clerk of the Board forward a copy of this Resolution to New York State Governor Eliot Spitzer and New York State Attorney General Andrew Cuomo, United States Senators Charles Schumer and Hillary Rodham Clinton, United States Representatives Eliot Engel, Nita Lowey, John Hall, Maurice Hinchey and Christopher Shays, so that the intent of this Honorable Board be widely known.

Dated: *January 22*, 2007
White Plains, New York

Committee(s) on: *Environment and Energy*

J J Ahmanti
Mark Bogard
H B King
Judith Meyer
James Mairano

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 17 - 2007 with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolution which was duly adopted by the Westchester County Board of Legislators of said County on February 12, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 13th day of February, 2007.



Tina Seckerson

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

(seal)

RESOLUTION 119 - 2005

WHEREAS, Federal law requires that licensees of nuclear generating facilities develop Radiological Emergency Preparedness (REP) Plans;

WHEREAS, County governments where the nuclear generating facilities are located carry the bulk of the responsibility for developing updating and periodically evaluating the REP plan's effectiveness;

WHEREAS, New York State currently requires licensees to pay an annual fee of \$550,000 per nuclear generating facility, half of which amount is given to counties whose boundaries are within a 10-mile radius of said nuclear generating facility;

WHEREAS, While Westchester receives \$412,500 per year under this arrangement, the actual costs to County taxpayers for radiological emergency preparedness is over ten times that amount -- \$4.6 million annually;

WHEREAS, Virtually every County department is called on to maintain and participate in the REP plan for the Indian Point Nuclear Facilities, and the Department of Emergency Services, the Department of Health and the Department of Public Safety in particular, contribute enormous resources to ensure that the REP plan requirements are met;

WHEREAS, County property tax dollars are utilized to supplement the difference between the licensee fee that Westchester receives and the total amount that the County subsidizes;

WHEREAS, County government has a principal role to play in REP planning, however County property taxpayers should not have to subsidize the entire cost of that planning;

WHEREAS, Legislation (A.2099/S.241) currently pending before the state legislature would offset the local costs for radiological preparedness by requiring that the fee paid by the licensees of nuclear plants be increased to reflect the actual costs incurred by local governments associated with radiological preparedness;

THEREFORE, LET IT BE RESOLVED, That the Westchester County Board of Legislators supports A.2099/S.241 and urges the New York State Legislature to enact this legislation.

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to Governor George Pataki, Assembly Speaker Sheldon Silver, Senate Majority Leader Joseph Bruno, the members of Westchester County's state Senate and Assembly delegations, and the members of the Assembly Ways and Means Committee and the Senate Energy and Telecommunications Committee.

Dated: May 23, 2004
White Plains, New York

COMMITTEES ON

2/15/12
Ronald K. Rubin
Kate & Rosalie
Luis B. [unclear]
Bernice Spudisman
Joe Albert
Judith Myers
Gordon Hart Brown
William J. Ryan

Russell & Wilhelme
2/15/12
Marta & [unclear]
Bernice Spudisman
William J. Ryan

Theresa
Kate & Rosalie
Judith Myers
William J. Ryan

Budget & Appropriations

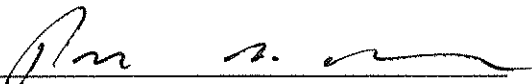
Public Safety

Environment

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 119 - 2005 with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolutions which was duly adopted by the Westchester County Board of Legislators of said County on May 31, 2005.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 1th day of June, 2005.


Perry M. Ochacher

The Clerk of the Westchester County
Board of Legislators
and Chief of Staff

County of Westchester, New York

(seal)

RESOLUTION No. 269 -2003

Whereas, Entergy Corp., owner and operator of the Indian Point Nuclear Power Plants, has expressed its intent to apply for operating license extensions of 20 years for IP2 and IP3, and being that the Westchester County Board of Legislators has previously expressed its concern over the continued operation of the nuclear power plants at the Indian Point Energy Center through several resolutions passed by this Honorable Board, including Resolution No. 142-2002 which calls on officials from the Federal, State and Local governments to work with relevant parties to develop a plan that includes the below listed action steps, namely:

1. the development of an alternative, uninterrupted, and affordable energy source to replace the power currently produced at Indian Point,
2. the development of a financial plan that will mitigate the negative real estate tax implications on the local communities, school district, and county government,
3. the development of a plan to positively consider the current employees, such consideration will include job placement, retraining of affected workers, and other employment strategies, and
4. the development of a plan that ensures that spent fuel rods will be immediately secured and properly protected on site from the threat of a terrorist attack or accident, and

that an orderly closure and decommissioning of the Indian Point Nuclear Power Plants begin at the earliest possible time, and

Whereas, this Honorable Board reiterates its resolve, based on the potential of a terror attack on the plants, a concern about the age of the plants, and the potential results of a failure of equipment or human error in the operations of the plants, and

Whereas, Indian Point 2 and 3 were initially licensed based on Nuclear Regulatory Commission (NRC) regulations promulgated over 30 years ago, and if plant owners were to apply for a license to operate a nuclear power plant at the Indian Point site today, it would not likely be granted by the NRC under its current standards and regulations, specifically prohibiting the siting of nuclear power plants based on population density considerations, now therefore be it,

Resolved, that the Westchester County Board of Legislators opposes the re-licensing of Indian Point 2 and Indian Point 3 when their current licenses expire in **2013 and 2015**, respectively, and that the NRC prohibit Entergy Corp.'s Indian Point 2 and 3 from being re-licensed, and to make this finding as soon as possible so that all concerned and involved parties can devote their time and resources to finding alternatives to the existing nuclear power plants, and be it further

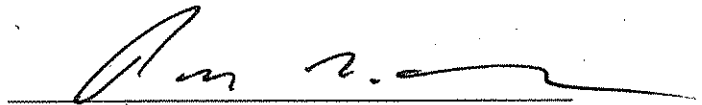
Resolved, that the NRC should modify, through its GEIS process, its siting regulations to reflect current considerations including that of terrorism, and be it further

Resolved, that the Clerk of the Board of Legislators forward the text of this resolution to Westchester County's State and Federal delegation, to all legislative bodies and elected officials within the 50-mile zone surrounding the Indian Point Nuclear Power Plants, the Nuclear Regulatory Commission and Entergy Corp., so that the intent of this Honorable Board be widely known.

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 269 - 2003 with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolutions which was duly adopted by the Westchester County Board of Legislators of said County on November 24, 2003.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 25th day of November, 2003.



Perry M. Ochacher

The Clerk of the Westchester County
Board of Legislators
and Chief of Staff

County of Westchester, New York

(seal)

RESOLUTION 10 -2003 (As Amended)

WHEREAS, among its duties and responsibilities, the Westchester County Board of Legislators is charged with overseeing and guaranteeing the public health and safety of those who live and/or work within Westchester County, and

WHEREAS, consistent with this charge, this Honorable Board, through its Committees on Public Safety and Criminal Justice and on Environment and Health, has, for the past three years, been monitoring the County's Emergency Evacuation Plan that would be put into effect in the event of a radiological incident at the Indian Point Nuclear Power Plant, and

WHEREAS, as a result of serious questions raised regarding this Plan the two aforementioned Committees did urge that an independent, non-governmental assessment be made of the ability of Plan to achieve its goals of protecting public health and ensuring public safety, and

WHEREAS, under contract with the State of New York such an assessment has been made and the findings released by James Lee Witt Associates, LLC and

WHEREAS, these findings have pointed to deep deficiencies in the Plan, many of which had already been noted by your Honorable Board's aforementioned Committees, and

WHEREAS, these deficiencies have, in turn, called into question the ability of the Plan to achieve the goals of protecting public health and ensuring public safety, and

WHEREAS, acting on the recommendation of its two aforementioned Committees, this Honorable Board has determined that these deficiencies must, as a matter of the public good, be addressed and remedied with the greatest possible speed, and

WHEREAS, by Charter, this Honorable Board is responsible for setting the policies that are to be carried out by the County of Westchester, especially, but not limited to, those that protect public health and ensure public safety, NOW THEREFORE BE IT

RESOLVED, that this Honorable Board does reaffirm with utmost urgency its call made through Resolution No. 265 - 2001 that security at the Indian Point Nuclear Power Plants be placed under the control of the United States military and that this be done without further delay, and be it further

RESOLVED, that as a matter of policy, this Honorable Board does hereby direct the County Executive or any other official and/or employee of the County of Westchester not to issue a radiological emergency preparedness activities form or any other official communication that would in any way state or imply that the Emergency Evacuation Plan as it currently exists is capable of achieving its goals of protecting public health and ensuring public safety in the event of a radiological incident, and be it further

RESOLVED, that, should such communication be mandated by a higher authority, this Honorable Board does hereby direct, as a matter of policy, that it shall not be issued without an accompanying disclaimer that the Emergency Evacuation Plan as it currently exists should not be construed as capable of achieving its goals of protecting public health and ensuring public safety, and be it further

RESOLVED, that this Honorable Board, as a matter of policy, does hereby direct that the County Executive immediately begin to incorporate the germane recommendations of the Witt Report into the Emergency Evacuation Plan and that he report back to this Honorable Board no later than 120 days following the passage of this Resolution on the progress that has been made with respect to this directive, and be it further

RESOLVED, that this Honorable Board does hereby call upon the State and Federal Governments to immediately begin to implement those recommendations of the Witt Report relevant to their respective responsibilities in and for the Emergency Evacuation Plan, and be it further

RESOLVED, that this Honorable Board does hereby call upon the Nuclear Regulatory Commission to immediately shutdown the Indian Point Nuclear Power Plants and provide for the proper safeguarding of all of the fuel rods by removal or safe storage until such time as it can be demonstrated that the Emergency Evacuation Plan can achieve its goals of protecting public health and ensuring public safety, and be it further

RESOLVED, that this Honorable Board does hereby reaffirm anew its wishes that the Indian Point Nuclear Power Plants be decommissioned at the earliest possible date in accordance with the guidelines specified in Resolution No. 142-2002, and be it further

RESOLVED, that this Honorable Board does hereby direct that its will and its desire as expressed through the Resolution here passed be transmitted to all parties appropriate within the county, State and Federal Governments empowered to act upon and effect the provisions as stated herein.

Dated: January 13, 2003
White Plains, NY

William J. Ryan
20 B. J. J.
Richard G. Winkler
Lois B. Ryan
Suzanne Swanson
Chris Pisciello

20 B. J. J.
William J. Ryan
Lois B. Ryan
Suzanne Swanson
Mark L. Rogovin
Vito Pinto

COMMITTEE ON PUBLIC SAFETY
AND CRIMINAL JUSTICE

COMMITTEE ON ENVIRONMENT
AND HEALTH

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 10 -2003 (as amended) with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolutions which was duly adopted by the Westchester County Board of Legislators of said County on January 21, 2003.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 21st day of January, 2003.



Perry M. Ochacher

The Clerk of the Westchester County
Board of Legislators
and Chief of Staff

County of Westchester, New York

(seal)

Whereas, residents of Westchester County and other citizens have voiced their concern about the safety of the Indian Point Nuclear Power Plants, particularly since the events of September 11, 2001, and

Whereas, concern has been raised about the potential results of a terror attack on the plants, or the potential results of a failure of equipment or human error in the operations of the plants, in such a densely populated region of the country, now therefore be it

Resolved, that officials from the Federal, State and Local governments working with relevant parties develop a plan that includes the below listed action steps, namely:

1. the development of an alternative, uninterrupted, and affordable energy source to replace the power currently produced at Indian Point,
2. the development of a financial plan that will mitigate the negative real estate tax implications on the local communities, school district, and county government,
3. the development of a plan to positively consider the current employees, such consideration will include job placement, retraining of affected workers, and other employment strategies, and
4. the development of a plan that ensures that spent fuel rods will be immediately secured and properly protected on site from the threat of a terrorist attack or accident, and be it further

Resolved, that an orderly closure and decommissioning of the Indian Point Nuclear Power Plants begin at the earliest possible time, and be it further

Resolved, that this Resolution be transmitted to the Governor of the State of New York and all of Westchester's Federal and State representatives so that they may know the will and intent of this Honorable Board.

Dated: 9/9/02
White Plains, New York

W.B. Ky
 Suzanne Swanson
 Mark L. ...
 Vito ...
 Angela G. LaMotte
 James Masano


COMMITTEE ON ENV. & HEALTH

Suzanne Swanson
 W.B. Ky
 (Suzanne Swanson) (WOP)
 ...
 COMMITTEE ON
 PUBLIC SAFETY & CRIMINAL

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No.142 - 2002 with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolutions which was duly adopted by the Westchester County Board of Legislators of said County on September 9, 2002.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 10th day of September, 2002.


Patricia F. Gorski
TINA SECKERSON
ACTING The Clerk of the Westchester County
Board of Legislators
and Chief of Staff

County of Westchester, New York

(seal)

SI3H

RESOLUTION 6 - 2002

WHEREAS, the concerns and safety of its residents is of the utmost importance to the Westchester County Board of Legislators, and

WHEREAS, the board recognizes that there are questions regarding the count of committed customers in Westchester County for the gas that would be distributed by the Millennium Gas Pipeline, and

WHEREAS, the County Board of Legislators recognizes substantial opposition to the Millennium Pipeline, and

WHEREAS, New York State is currently undertaking an energy needs analysis, so therefore be it

RESOLVED, that the Columbia Gas Transmission Corporation consider immediately amending their application to the Federal Energy Regulatory Commission (FERC) for the Millennium Pipeline, and alter their route by proposing that the 420-mile Millennium Pipeline, currently intended to travel throughout Westchester County and terminate in the City of Mt. Vernon, be reconfigured to end at the Bowline Facility in Rockland County, and be it further

RESOLVED, that the Public Service Commission should support such alteration of the Millennium plan, and be it further

RESOLVED, that a long term resolution to the region's energy needs using methods that are efficient, as well as community and environmentally sensitive, be sought with the participation of Westchester County as part of the New York State Energy Planning, and be it further

RESOLVED, that a study be conducted of the potential of utilizing the terminus at Bowline to provide additional natural gas into the Algonquin Pipeline to allow for the potential conversion of Indian Point from nuclear to natural gas, and be it further

RESOLVED, that this Honorable Board directs its clerk to transmit a copy of this resolution to the Columbia Gas Transmission Corporation, the Entergy Corporation, the Governor of the State of New York and all State and Federal Officials, so that the content and intent of this resolution be widely known.

Dated: JAN 30, 2002

Committee on ENVIRONMENT + HEALTH

Neil B. Katz
James Gleason (wop)
Vito Frato

Suzanne Swanson
Marla G. Laffotte

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 6 - 2002 with the original on file in my office and that the same is a correct transcript therefrom and of the whole of said original Resolutions which was duly adopted by the Westchester County Board of Legislators of said County on February 4, 2002.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators on this 8th day of February, 2002.



Patricia F. Gorski

The Clerk of the Westchester County
Board of Legislators
and Chief of Staff

County of Westchester, New York

(seal)

Resolution No. 266-2001

WHEREAS, in light of recent events and in this age of terrorism, the spectre of Indian Point being damaged by terrorists is too horrible to comprehend, and

WHEREAS, Entergy recently bought Indian Point II and III and the decommissioned Indian Point I nuclear power plants located in Buchanan, New York, and

WHEREAS, Entergy states its commitment to safely producing electric energy for this region with significant accompanying economic benefits of jobs created and taxes paid, and

WHEREAS, approximately five percent of the nation's population lives within fifty miles of Indian Point and would be at risk from a large-scale incident, and

WHEREAS, there is a natural gas line that presently feeds into the facilities and that Entergy is planning to build a separate finishing plant that would use natural gas, and understanding there are large resources of natural gas in North America, now, therefore, be it

RESOLVED that the Westchester County Board of Legislators calls on Entergy, the New York State Public Service Commission and all other relevant parties to immediately begin a detailed feasibility study on converting Indian Points II and III from nuclear energy to natural gas or other non-nuclear fuel, and

RESOLVED that while the potential cost of conversion is expensive, it is an expense that in the interest of safety and sanity must be made given the potential danger to life and property, and be it further

RESOLVED, this resolution be transmitted to our entire Federal and State delegation.

Dated *October 23*, 2001
White Plains, New York

Phil B. King
Ursula G. LaMotte

RESOLUTION 265 -2001

WHEREAS, in light of recent events and our present and increasingly growing concern with Indian Point II and Indian Point III nuclear power plants as potential targets of terrorism, and

WHEREAS, an attack on the Indian Point nuclear facility could be devastating to all area Westchester residents as well as to the approximately five percent of the nation's population living within fifty miles of Indian Point who would be at risk from a large-scale incident, and

WHEREAS, we recognize that the debate on the long term future of Indian Point will take place but we are now most concerned about the immediate protection of the plant, and

WHEREAS, we as representatives of all Westchester County residents need to know that the federal and state governments are taking all appropriate measures to protect the nuclear plants, and

WHEREAS, any plan to safeguard our people must involve federal, state, county and local officials working together with clearly delineated responsibilities, now therefore be it

RESOLVED, we the members of the Westchester County Board of Legislators call on the governments of the United States of America and the State of New York to develop a comprehensive plan to properly defend the Indian Point nuclear plants from all potential areas of attack, and

RESOLVED, we further call upon the appropriate Federal and State officials, within the context of national security concerns, to assure that coordinated actions are being taken to protect our installations and facilities and to safeguard our citizenry, and

RESOLVED, that the above mentioned governments immediately and permanently deploy all appropriate military resources, including anti-aircraft and anti-ship weaponry, as well as necessary United States military and New York State Guard personnel to properly defend the plants from any and all attacks, and

RESOLVED that this resolution be transmitted to the President of the United States, the Governor of the State of New York and to all our Federal and State representatives.

Dated: October 29, 2001
White Plains, New York