

RAS 14610

From: "Mary Lampert" <mary.lampert@comcast.net>
To: <hearingdocket@nrc.gov>
Date: Fri, Nov 2, 2007 2:16 PM
Subject: MOX LIMITED APPEARANCE STATEMENT

DOCKETED
USNRC

November 2, 2007 (2:16pm)

Hearing Docket

U.S.NRC

pah@nrc.gov, mxc7@nrc.gov

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Docket No. 70-3098-MLA

MOX LIMITED APPEARANCE STATEMENT

Citizens groups have asked the NRC to consider acts of insider sabotage and terrorism in the Environmental Impact Statement for the proposed plutonium factory to process 34 tons of weapons grade plutonium into MOX fuel.

In your deliberations, we request that consideration be given to the Environmental Protection Agency's attached memo to the NRC, point four, testifying to the importance of including analysis of terrorism in an EIS in the Indian Point relicensing currently under review by the NRC. The importance of the issue is not limited to simply this site in New Jersey.

The issue of terrorism was brought forward successfully at San Diablo NPS in California and the Ninth Circuit ruled in favor of its consideration in licensing decisions; likewise the issue will be brought forward again before the First Circuit in December on behalf of the Massachusetts Attorney General's intervention in the licensing applications of Pilgrim and Vermont Yankee Nuclear Power Stations.

It is time that the NRC appreciated in its deliberations the importance of including analysis of terrorism in an EIS on all nuclear facilities instead of wasting time, resources and "good will" in one litigation after another.

Respectfully submitted,

Mary Lampert, Pilgrim watch
148 Washington Street

Duxbury, MA 02332

CC: <mx7@nrc.gov>, <pah@nrc.gov>



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

OCT 10 2007

Chief, Rules and Directives Branch
Division of Administrative Services
Mailstop T-6D59
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

RE: Indian Point Nuclear Generating Station, Unit Nos. 2 and 3 License Renewal

Dear Sir or Madam:

The Environmental Protection Agency (EPA) has reviewed the environmental report contained in the Indian Point Nuclear Generating Unit Nos. 2 and 3 - License Renewal Application, attended the afternoon environmental scoping meeting on September 19, 2007, and is providing the following scoping comments. Entergy Nuclear Indian Point 2, LLC and Entergy Nuclear Indian Point 3, LLC has prepared an application to the U.S. Nuclear Regulatory Commission (NRC) to renew the operating licenses for Indian Point Units 2 and 3 (IP2 and IP3) for twenty years beyond the end of the current license terms. Unit 1 is not operational, and is in a safe storage mode. The Indian Point Nuclear Generating Station is located on the Hudson River in Buchanan, New York. EPA requests that the following issues be discussed in the environmental impact statement for these license renewals:

1. A full discussion of the purpose and need to relicense Indian Point Units 2 and 3, quantifying energy demand and the need for such facilities in the region.
2. A management plan for the spent fuel pools, and other means of storage of spent fuel that will span the relicensing period.
3. An evaluation of the leaks from the spent fuel pools, including the possible impacts to groundwater, and future actions to ensure that the leakage is stopped.
4. An analysis of the impacts of intentional destructive acts (e.g., terrorism). The requirement to consider such acts is based on the Ninth District Court's decision in *San Luis Obispo Mothers for Peace v. Nuclear Regulatory Commission* (June 2006).
5. The inclusion and analysis of all new seismological data on the project area gathered since the Indian Point Generating Station was constructed.
6. An evaluation of the alternatives to the proposed project, including reasonable alternatives not within the jurisdiction of the lead agency. As the facility impacts aquatic

life by impingement and entrainment of fish and shellfish in cooling water, EPA recommends that several cooling alternatives be explored within the draft SEIS.

7. A comprehensive evaluation of cumulative, indirect, and secondary impacts. The cumulative impacts analysis should consider the environmental impacts of the project as a whole, and, if any, as one of a number of the other proposed and/or approved actions in the area that would have the potential to impact the same resources.
8. In 1993, the Council of Environmental Quality guidance, Pollution Prevention and the National Environmental Policy Act, encouraged federal agencies to include the concepts of pollution prevention in EISs during the scoping alternatives analysis, mitigation measure development, and decision-making processes.'

Thank you for the opportunity to comment. If you have any questions concerning this letter, please contact Lingard Knutson of my staff at (212) 637-3747.

Sincerely yours,



Jm Grace Musumeci, Chief
Environmental Review Section
Strategic Planning and Multi-Media Programs Branch

Mail Envelope Properties (472B6991.7EE : 5 : 42990)

Subject: MOX LIMITED APPEARANCE STATEMENT
Creation Date Fri, Nov 2, 2007 2:17 PM
From: "Mary Lampert" <mary.lampert@comcast.net>

Created By: mary.lampert@comcast.net

Recipients

nrc.gov
OWGWPO02.HQGWDO01
HearingDocket (HearingDocket)

nrc.gov
OWGWPO04.HQGWDO01
PAH CC (Patricia Harich)

nrc.gov
OWGWPO01.HQGWDO01
MXC7 CC (Marcia Carpentier)

Post Office

OWGWPO02.HQGWDO01
OWGWPO04.HQGWDO01
OWGWPO01.HQGWDO01

Route

nrc.gov
nrc.gov
nrc.gov

| Files | Size | Date & Time |
|-------------------------|-------------|----------------------------------|
| MESSAGE | 1424 | Friday, November 2, 2007 2:17 PM |
| EPA NRC memo 101007.pdf | 54129 | |
| Mime.822 | 77697 | |

Options

Expiration Date: None
Priority: Standard
ReplyRequested: No
Return Notification: None

Concealed Subject: No
Security: Standard

Junk Mail Handling Evaluation Results

Message is eligible for Junk Mail handling
This message was not classified as Junk Mail

Junk Mail settings when this message was delivered

Junk Mail handling disabled by User
Junk Mail handling disabled by Administrator
Junk List is not enabled
Junk Mail using personal address books is not enabled
Block List is not enabled