Hambrick, Gordon A SAJ

From: Wallace, Traci [traci.wallace@MyFWC.com]
Sent: Thursday, April 09, 2009 2:22 PM
To: Hambrick, Gordon A SAJ
Cc: John.Hunter@pgnmail.com; Mike.Halpin@dep.state.fl.us; Linda.Smith@noaa.gov; michael.masnik@nrc.gov; Hoehn, Ted
Subject: FWC's Comments on Progress Energy Florida, Levy Nuclear Power Plant

Attachments: Progress Levy Nuclear_1452_4-7-09.pdf

Progress Levy Nuclear_1452_4-7...

Please find attached FWC's Comments on Progress Energy Florida, Levy Nuclear Power Plant. The original will be mailed by U.S. Postal Service.

Traci Wallace, AA III

Office of Policy and Stakeholder Coordination, MS 5B5

Florida Fish and Wildlife Conservation Commission

850-410-5272

Florida Fish and Wildlife Conservation Commission

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Managing fish and wildlife resources for their long term well-being and the benefit of people.

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April 9, 2009

Colonel Paul L. Grosskruger, District Commander
ATTN: Mr. Don Hambrick
Department of the Army
Jacksonville District
1002 W. 23rd Street, Suite 350
Panama City, FL 32405-3648

RE: Public Notice, Permit Application No. SAJ-2008-490 (IP-GAH), Progress Energy Florida, Levy Nuclear Power Plant, Levy County

Dear Col. Grosskruger:

The Division of Habitat and Species Conservation, Habitat Conservation Scientific Services Section, of the Florida Fish and Wildlife Conservation Commission (FWC) has coordinated agency review of the information contained in the Public Notice and provides the following comments.

The Public Notice states that the Corps of Engineers has received a Section 404 (wetland) permit application from Progress Energy Florida. The application is for the construction of the Levy Nuclear Plant and associated facilities, transmission lines and substations, access roads, barge slip at the Cross Florida Barge Canal (CFBC), intake structure at the CFBC and pipeline for the cooling tower, and water discharge pipelines with discharge at the Crystal River Energy Complex. The proposed work would include impacts to an estimated 765 acres of wetlands (368 acres for the power plant site, 355 acres for the transmission right-of-way, 54 acres for the railroad right-of-way, 41 acres for the blow-down panel, and 1.1 acres for the barge lip/boat ramp to the CFBC). The U.S. Nuclear Regulatory Commission (NRC) is the lead for the preparation of the Environmental Impact Statement (EIS) for this project, and the U.S. Army Corps of Engineers' (USACOE) permit decision will be made following the issuance of the Final EIS. It is our understanding that the USACOE, acting as a Cooperating Agency under the National Environmental Policy Act, will forward information gathered via this Public Notice to the NRC to assist in the preparation of their EIS.

The FWC has reviewed the Progress Energy Florida, Levy County Nuclear Power Plant, application documents as part of Florida's Site Certification Process. The Florida Site Certification and "Conditions of Certification" are referenced in the Public Notice. Our comments and recommendations that are applicable to the Section 404 permit are contained in the "Conditions of Certification." As indicated, these will be considered during the development of the EIS and subsequent COE permit.

If your staff has any specific questions regarding fish and wildlife resources of the state that might be impacted by activities under the USACOE permit review, I encourage them to contact Theodore Hoehn at 850-488-3831 or by email at ted.hoehn@myFWC.com.

Sincerely,

Mary Ann Poole

Mary Ann Poole, Director
Office of Policy and Stakeholder Coordination

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cc: Mr. Jamie Hunter, Progress Energy
Mr. Mike Halpin, DEP
Ms. Linda Smith, USFWS, St. Petersburg
Mr. Michael Masnik, USNRC