

## CCNPP3COLA PEmails

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**From:** Fredrichs, Thomas  
**Sent:** Friday, July 11, 2008 11:55 AM  
**To:** Gray, Susan T  
**Cc:** Parkhurst, Mary Ann; Quinn, Laura; Fredrichs, Thomas  
**Subject:** Site Redress Plan for COL Where Construction is Not Completed

Susan,

NRC experience with construction permits (CP) issued under 10 CFR Part 50 indicates that when a CP holder requested withdrawal of its CP, it submitted a site redress/stabilization plan. As part of that licensing action, the staff prepared an EA and FONSI. That action was consistent with the Commission Policy Statement on Deferred Plants, which states:

"In the event that withdrawal of a CP is sought, the permit holder should provide notice to the NRC staff sufficiently far in advance of the expiration of the CP to permit the staff to determine appropriate terms and conditions. . . . Until withdrawal of the CP is authorized, a permit holder . . . should submit suitable plans for the termination of site activities, including redress, as provided for under 10 CFR 51.41, for staff approval." 52 Fed. Reg. 38,077, 38,079 (Oct. 14, 1987).

The NRC has not issued a policy on deferred plants holding a COL. However, assuming that the Commission's policy on deferred plants holding a CP would serve as a precedent for COLs, a COL licensee that did not want to finish construction could request termination of its license and include a site redress plan in its request.

Tom

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**Received Date:** 7/11/2008 11:55:23 AM  
**From:** Fredrichs, Thomas

**Created By:** Thomas.Fredrichs@nrc.gov

**Recipients:**

"Parkhurst, Mary Ann" <maryann.parkhurst@pnl.gov>  
Tracking Status: None  
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Tracking Status: None  
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Tracking Status: None  
"Gray, Susan T" <SGray@dnr.state.md.us>  
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