

NMP3CEm Resource

From: Maloney, Brian [MaloneyB@Washington.IJC.org]
Sent: Wednesday, July 15, 2009 1:33 PM
To: NMP3COLEIS Resource
Cc: Lawson, Chuck
Subject: Re: International Joint Commission Response Letter - July 15, 2009
Attachments: IJC Letter to Robert Schaaf, NRC, RE Nine Mile Point 3 Nuclear Power Plant Combined License Application Review, July 15, 2009.docx; IJC Letter to Mr. Robert Schaaf, U.S. Nuclear Regulatory Commission, July 15, 2009.pdf

Mr. Schaaf,

Attached please find copies of a letter signed by Charles Lawson, Secretary, International Joint Commission, sent in response to your May 22, 2009 letter requesting the IJC's participation in the review of an application submitted by Nine Mile Point 3 Nuclear Project, LLC and Unistar Nuclear Operating Services, LLC. The original letter has been sent via regular post (and is attached as a .pdf).

For your convenience, I have also included the letter in .doc format so that you may click the hyperlinks provided for reference.

Should you have any additional questions or concerns, please feel free to contact me at the phone number and/or email address provided below.

All best,

Brian A. Maloney
Staff Assistant
International Joint Commission
United States & Canada
2401 Pennsylvania Ave. NW, 4th Floor
Washington, DC 20440
202.736.9002 ph.
202.254.4562 fax
maloneyb@state.gov
maloneyb@washington.ijc.org

Federal Register Notice: 74FR23895
Comment Number: 6

Mail Envelope Properties (10D0BE4E945E644D8ADDCD19DC2CAA580412B96D)

Subject: Re: International Joint Commission Response Letter - July 15, 2009
Sent Date: 7/15/2009 1:32:58 PM
Received Date: 7/15/2009 1:34:10 PM
From: Maloney, Brian

Created By: MaloneyB@Washington.IJC.org

Recipients:

"Lawson, Chuck" <lawsonc@washington.ijc.org>
Tracking Status: None
"NMP3COLEIS Resource" <NMP3.COLEIS@nrc.gov>
Tracking Status: None

Post Office: ijcwash-pdc.Washington.IJC.org.local

| Files | Size | Date & Time |
|--|-------------|------------------------|
| MESSAGE | 1016 | 7/15/2009 1:34:10 PM |
| IJC Letter to Robert Schaaf, NRC, RE Nine Mile Point 3 Nuclear Power Plant Combined License Application Review, July 15, 2009.docx | 34877 | |
| IJC Letter to Mr. Robert Schaaf, U.S. Nuclear Regulatory Commission, July 15, 2009.pdf | 132513 | |

Options

Priority: Standard
Return Notification: No
Reply Requested: No
Sensitivity: Normal
Expiration Date:
Recipients Received:

July 15, 2009

Mr. Robert G. Schaaf
c/o Chief, Rulemaking, Directives and Editing Branch
Division of Administrative Services
Mail Stop TWB-05-B01M
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
NMP3.COLEIS@nrc.gov

Re: Nine Mile Point 3 Nuclear Power Plant Combined License Application Review

Dear Mr. Schaaf:

This is in response to your letter dated May 22, 2009 requesting participation in the environmental scoping process for the review of an application submitted by Nine Mile Point 3 Nuclear Project, LLC and Unistar Nuclear Operating Services, LLC for a combined license for the construction and operation of one new nuclear power plant at its Nine Mile Point Nuclear Power Plant site near Oswego, New York.

The International Joint Commission (IJC) approves applications for uses, obstructions and diversions of boundary waters that affect the natural level or flow of boundary waters across the international boundary pursuant to the Boundary Waters Treaty of 1909 between the United States and Canada. Applications for uses, obstructions and diversions of boundary waters are submitted to the IJC by one or both federal governments from the United States and Canada, which determine whether an application to the IJC is necessary during their domestic permitting processes. To date, the IJC has not received an application regarding effects on water levels or flows related to the consumptive use of water by nuclear power plants.

The IJC has additional responsibilities under the Great Lakes Water Quality Agreement of 1978, as amended, including assisting in the Agreement's implementation by collating, analyzing and disseminating data and information relating to the quality of the boundary waters and assessing the effectiveness of government programs undertaken in both countries. The IJC has not reviewed individual project proposals under the Great Lakes Water Quality Agreement.

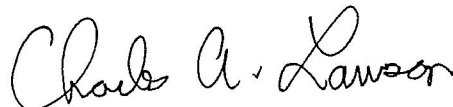
Your letter relays that Nuclear Regulatory Commission (NRC) staff will evaluate the environmental impacts of the proposed project on water quality, aquatic biota and their habitat, and other environmental resources. The NRC may wish to take note of a number of reports issued by the IJC that touch on these matters. For your convenience, these are identified below:

- In 1994, the Seventh Biennial Report on Great Lakes Water Quality recommended that radionuclides which meet the definition of persistent toxic substance be included in the governments' strategy for virtual elimination.
<http://www.ijc.org/php/publications/html/7bre.html>
- In 1996, the Eighth Biennial Report on Great Lakes Water Quality devoted a section to radioactive substances and recommended that the use and storage of radioactive materials and nuclear wastes be addressed under the Great Lakes Water Quality Agreement.
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<http://www.ijc.org/php/publications/html/invrep/index.html>
<http://www.ijc.org/rel/boards/nuclear/pr9597.html>
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- In 2002, the Eleventh Biennial Report had a full chapter entitled "Nuclear Issues."
<http://www.ijc.org/php/publications/html/11br/english/report/further/section12.html>

If further information or assistance is required, please contact Frank Bevacqua, IJC Public Information Officer, who may be reached at: bevacquaf@washington.ijc.org or 202-736-9024.

Thank you for the request to provide comments on the application in question.

Sincerely,



Charles A. Lawson
Secretary
U.S. Section



July 15, 2009

Mr. Robert G. Schaaf
c/o Chief, Rulemaking, Directives and Editing Branch
Division of Administrative Services
Mail Stop TWB-05-B01M
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Washington, D.C. 20555-0001
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International Joint Commission
Canada and United States
2401 Pennsylvania Ave. NW, Suite 400
Washington, DC 20440
Phone: 202-736-9000
Fax: 202-254-4562
commission@washington.ijc.org

Commission mixte internationale
Canada et États-Unis
234 Laurier Ave. W., 22nd Floor
Ottawa, ON K1P 6K6
Phone: 613-995-2984
Fax: 613-993-5583
commission@ottawa.ijc.org

www.ijc.org
www.bwt.ijc.org

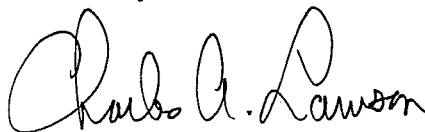
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Charles A. Lawson
Secretary
U.S. Section