

January 20, 2010

Mr. James Scarola
Senior Vice President
and Chief Nuclear Officer
Progress Energy, Inc.
P.O. Box 1551
Raleigh, NC 27602

SUBJECT: LEVY COUNTY NUCLEAR POWER PLANT UNITS 1 AND 2 COMBINED
LICENSE APPLICATION – REVISED ENVIRONMENTAL REVIEW SCHEDULE

Dear Mr. Scarola:

By letter dated July 28, 2008, Progress Energy Florida, Inc. (PEF) submitted its application to the Nuclear Regulatory Commission (NRC) for a combined license (COL) for two AP1000 advanced passive pressurized water reactors pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 52, “Licenses, Certifications and Approvals for Nuclear Power Plants” (NRC Agencywide Documents Access and Management System [ADAMS Accession No. ML082260277]). In this application PEF stated that it planned commercial operation in 2016 for Unit 1, and 2017 for Unit 2 at the LNP site. Subsequently, PEF amended its application on October 2, 2009 (ML092860743), which moved its commercial operation dates out for Unit 1 and Unit 2 to 2018 and 2019, respectively.

By letter dated February 18, 2009 (ML090350045), the NRC staff transmitted the LNP Units 1 and 2 COL application review schedule, and the safety schedule was subsequently revised per letter dated September 16, 2009 (ML092400041). For reasons described in more detail below, the NRC staff has reassessed the environmental review schedule for the COL application. The revised milestone schedule is provided as an enclosure to this letter and supports the issuance of a final environmental impact statement (FEIS) in July 2011. The original date for issuance of the FEIS was September 22, 2010.

The NRC is modifying the environmental public milestone schedule based on PEF’s December 15, 2009 (ML092890091) responses to requests for additional information (RAIs) associated with PEF’s Least Environmentally Damaging Practicable Alternative summary, floodplains compensation, and groundwater modeling.

By letter dated April 30, 2009 (ML091040203), NRC staff approved PEF’s request for a proprietary determination for alternative sites. Per 10 CFR Part 2.390, PEF will have the opportunity to inspect draft sections of the environmental impact statement (EIS) addressing alternative sites for the potential disclosure of proprietary information. However, the enclosed schedule does not include the time that may become necessary to resolve potential proprietary issues or the time that may become necessary to revise the EIS as a result of those issues, if any.

J. Scarola

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If you have any questions or comments regarding this matter, I may be reached at (301) 415-1199, or Frank.Akstulewicz@NRC.GOV.

Sincerely,

/RA/

Frank Akstulewicz, Deputy Director
Division of New Reactor Licensing
Office of New Reactors

Docket Nos. 52-029 and 52-030

Enclosure:

Table 1: Revised COL Environmental Review Schedule

cc w/encl: See next page

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Enclosure:
Table 1: Revised COL Environmental Review Schedule

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Table 1: Revised Combined License Environmental Review Schedule

Phase of Environmental Review		Target Completion Date
Phase 1	Environmental impact statement (EIS) scoping summary report issued	May 28, 2009
Phase 2	Draft EIS issued to the U.S. Environmental Protection Agency (EPA)	August 6, 2010
Phase 3	Responses to public comments on draft EIS completed	February 25, 2011
Phase 4	Final EIS issued to EPA	July 20, 2011

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(Revised 12/15/2009)

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