

BEFORE THE UNITED STATES
ATOMIC ENERGY COMMISSION

In the Matter of)
)
Consolidated Edison Company of) Docket No. 50-247
New York, Inc.)
(Indian Point Unit No. 2))

APPLICANT'S ANSWER TO PETITION FOR LEAVE TO INTERVENE
OF THE CITIZENS COMMITTEE FOR THE
PROTECTION OF THE ENVIRONMENT

By its Petition for Leave to Intervene filed with the Commission on November 25, 1970 the Citizens Committee for the Protection of the Environment ("Citizens Committee") seeks to intervene in the above-captioned proceeding to "challenge the issuance of an operating license to the Applicant."

Applicant does not oppose the admission of the Citizens Committee as a party to this proceeding.

As to all contentions, and especially as to that portion of the third contention involving population concentration and plant location, Applicant points out

8110310608 701127
PDR ADDCK 05000247
G PDR

hearing

that the subjects of the Citizens Committee's concerns were evaluated by the Commission before issuing a construction permit for this plant.

Applicant denies the first, second and fifth contentions of the Citizens Committee. As to the fourth contention, Applicant asserts that the systems "for warning the general populace, etc." are such that there is reasonable assurance that the activities to be authorized by the operating license can be conducted without endangering the health and safety of the public.

As to the third contention, Applicant denies that the operation of the plant will be an experiment except to the extent that it is involved in the conduct of research and development leading to a demonstration of the practical value of the reactor type within the meaning of Section 104(b) of the Atomic Energy Act of 1954, as amended. As to the adequacy of testing and study of the plant design and operation, Applicant asserts that all safety hazards associated with design basis accidents and other major accidents have been eliminated to the extent

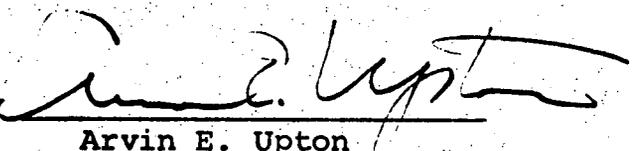
necessary to provide reasonable assurance that the activities to be authorized by the operating license can be conducted without endangering the health and safety of the public.

The sixth contention is more properly characterized as an observation than a contention. Applicant urges that these contentions be clarified at the earliest possible date.

Respectfully submitted,

LeBOEUF, LAMB, LEIBY & MacRAE
Attorneys for Applicant

By



Arvin E. Upton
Partner

Dated: November 27, 1970