

EagleRockCEM Resource

From: ROGER TURNER KAYE TURNER [rktturner71@msn.com]
Sent: Monday, September 13, 2010 7:42 PM
To: EagleRockEIS Resource
Subject: NURAG-AREVA Supplemental Comment

NRC Staff:

Please add the following supplemental comment to the Record:

NRC erred by approving pre-construction of AREVA before an EIS was provided to the public. The timing of an EIS is critical. CEQ regulations instruct agencies to "integrate the NEPA process with other planning at the earliest possible time to insure that planning and decisions reflect environmental values." [40 CFR §1501.2](#) (1987). An EIS must be prepared "early enough so that it can serve practically as an important contribution to the decisionmaking process and will not be used to rationalize or justify decisions already made." *Andrus*, 442 U. S., at 351-352, n. 3 (quoting [40 CFR §1502.5](#) (1979)).

BY NRC already approving pre-construction designs, they have showed that they are using the EIS to rationalize or justify decisions already made. Federal funds have already been spent on this project, before the EIS was available to the public. This is in violation of NEPA.

Thank-you for adding this comment to the public record.

Regards,

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Comment Number: 73

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