

## New York State Office of Parks, Recreation and Historic Preservation

The Governor Nelson A. Rockefeller Empire State Plaza • Agency Building 1, Albany, New York 12238  
www.nysparks.com

**David A. Paterson**  
Governor  
**Carol Ash**  
Commissioner

October 26, 2010

David J. Wrona  
Chief, Projects Branch 2  
Division of License Renewal  
Office of Nuclear Reactor Regulation  
US Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Re: NRC  
Indian Point License Renewal  
Buchanan, Westchester County

Dear Mr. Wrona:

Thank you for your letter dated September 27, 2010 to Ruth Pierpont regarding the license-renewal of the Indian Point Nuclear Power Generating Units 2 and 3. The New York State Historic Preservation Office (SHPO) previously commented on this matter under Section 106 of the National Historic Preservation Act by letter dated March 24, 2009 (copy attached). As noted in that letter, SHPO's comments "do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the National Environmental Policy Act." The New York State Office of Parks, Recreation and Historic Preservation therefore appreciates this opportunity to comment upon a specific impact upon one of our irreplaceable facilities that does not appear to have been addressed in the draft Supplemental Environmental Impact Statement (DSEIS).

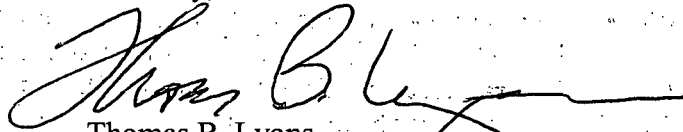
As noted in section 2.2.9 of the DSEIS, Stony Point Battlefield State Historic Site is located just south of and directly across the Hudson River from the Indian Point facility. This historic site is directly associated with the July 16, 1779 battle of Stony Point where General Anthony Wayne and a small elite force of the Continental Army captured the British garrison stationed at the point. This event marked the last major conflict of the Revolutionary War in the northern theater. The 45-acre park is characterized by surviving 18<sup>th</sup> century earth works and an early 19<sup>th</sup> century navigational light house. The site was designated a National Historic Landmark by the United States Department of the Interior on January 20, 1961. This is the Nation's highest historical site recognition status.

According to the Department of the Interior "National Historic Landmarks are nationally significant historic places designated by the Secretary of the Interior because they possess exceptional value or quality in illustrating or interpreting the heritage of the United States. Today, fewer than 2,500 historic places bear this national distinction." The DOI goes on to state: "National Historic Landmarks are exceptional places. They form a common bond between all Americans. While there are many historic places across the nation, only a small number have meaning to all Americans--these we call our National Historic Landmarks." As such, the Stony Point Battlefield is an irreplaceable asset to the people of New York State and the Nation.

The DSEIS in Chapter 5.2 purports to assess the impacts of a Severe Accident and the feasibility of Mitigation Alternatives, but ignores the impact of such an accident upon Stony Point Battlefield and fails to consider the implementation of alternatives to mitigate such impacts. Any loss, temporary or otherwise, of the public's access to this place would significantly diminish the Nation's lexicon of tangible historic resources associated with the American Revolutionary War. Stony Point Battle Field Historic Site is a significant historic and cultural asset to the people of New York State and the Nation and we request that any potential impacts to this site be fully assessed in the environmental analysis of the relicensing of Indian Point.

If you should have any questions regarding these comments I can be reached at (518) 474-0409.

Sincerely,



Thomas B. Lyons  
Director of Resource Management

cc: Tom Alworth

Enclosure



**New York State Office of Parks,  
Recreation and Historic Preservation**

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David A. Paterson  
Governor

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Commissioner

March 24, 2009

Tim Basham  
Enercon Services Inc.  
6525 N. Meridian, Suite 400  
Oklahoma City, Oklahoma 73116

Re: NRC  
Entergy Indian Point Units 2 and 3 Operating  
License Renewal  
450 Broadway  
Town of Buchanan, Westchester County  
06PR06720

Dear Mr. Basham:

Thank you for requesting the comments of the State Historic Preservation Office (SHPO). We have reviewed the project in accordance with Section 106 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the National Environmental Policy Act and/or the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8).

It is our understanding that the potential Cooling Tower Construction locations are being studied for feasibility as a requirement by the NYSDEC. If the cooling towers will need to be constructed at a later date, further consultation will be necessary.

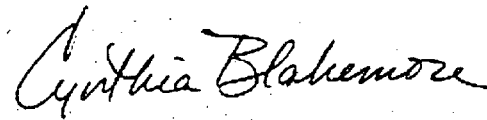
The proposed scope for the Phase IB methodology should include determining the Area of Potential Effect (APE), evaluating and documenting the vertical/horizontal disturbances and testing using the Standards for Cultural Resource Investigations and the Curation of Archaeological Collections in New York State and the 2005 NYSHPO Phase I Archaeological Report Format Requirements. A geomorphologist should determine the need for deep testing if there is the potential for buried deposits. Testing may be necessary to determine fill depth and/or disturbance of original soil.

Finally, the visual effect will have to be assessed as part of the project if the cooling towers will be built.

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For further correspondence regarding this project, please be sure to refer to the OPRHP Project Review (PR) number noted above. If you have any questions, please call me at (518) 237-8643, extension 3288.

Sincerely,



Cynthia Blakemore  
Historic Preservation Program Analyst

cc. James Thomas, Enercon Services  
James Briscoe, Enercon Services (via e-mail)  
Dara Gray, IPEC (via e-mail)