

January 20, 2011

Mr. George Vanderheyden
President and CEO
UniStar Nuclear Energy
150 East Pratt Street
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Baltimore, MD 21202

SUBJECT: STATUS OF ENVIRONMENTAL REVIEW FOR CALVERT CLIFFS NUCLEAR
POWER PLANT, UNIT 3, COMBINED LICENSE APPLICATION

Dear Mr. Vanderheyden:

By letter dated November 24, 2010, (Agencywide Documents Access and Management System (ADAMS) Accession No.ML100280792), the U.S. Nuclear Regulatory Commission (NRC) and the U.S. Army Corps of Engineers (USACE or Corps), as a cooperating agency, outlined outstanding information items needed by both the NRC and Corps staff by December 15, 2010, to complete preparation of, and issue the final environmental impact statement (FEIS) by February 2011. On January 3, 2011, UniStar submitted information to the Corps related to tidal mitigation (ML110130216) and air conformity (ML110130257). The Corps informed UniStar on January 7, 2011 (ML110120188) that it does not yet have closure on the air conformity issue and does not at present have a timeline for resolution of this issue. Therefore, the NRC is unable to develop a revised schedule for the FEIS at this time.

In order to resolve this issue, the Corps has indicated to the NRC staff that it needs additional information beyond what UniStar provided on January 3, 2010, and that a request for more information is forthcoming. As conveyed to UniStar in previous communications from the Corps, and reiterated in our November 24, 2010, letter, the Corps requested projected emissions associated with work under Corps jurisdiction. While UniStar has provided emissions estimates for activities subject to NRC licensing authority and for the complete project, projected emissions specifically related to activities under Corps jurisdiction have not been provided. The NRC encourages UniStar to work directly with the Corps to resolve this outstanding issue and requests that UniStar keep the NRC informed regarding progress on resolving the issue. Once UniStar has provided sufficient information to the Corps, to document Corps-related air emission information in the FEIS, the NRC will inform UniStar of the new FEIS publication date.

The NRC and Corps staff will continue to work on completing the internal reviews of the FEIS to the extent practical to facilitate the potential for expediting the publication process upon resolution of the outstanding air conformity issue. Please be aware that the staff assigned to this activity are also assigned to other high priority project reviews with near term deadlines. Therefore, delays in resolving the Corps issues could impact the FEIS publication schedule.

G. Vanderheyden

- 2 -

For actions involving USACE, the NRC will coordinate with Mr. Woody Francis, USACE Baltimore District's Regulatory Office. Mr. Francis can be contacted by phone at 410-962-5689, and via e-mail to Woody.Francis@usace.army.mil.

If you have any questions or require additional information, please contact Ms. Laura Quinn at 301-415-2220, or via e-mail to Laura.Quinn@nrc.gov.

Sincerely,

/RA/

David B. Matthews, Director
Division of New Reactor Licensing
Office of New Reactors

Docket No.: 52-016

cc: See next page

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If you have any questions or require additional information, please contact Ms. Laura Quinn at 301-415-2220, or via e-mail to Laura.Quinn@nrc.gov.

Sincerely,

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