PMVictoriaESPPEm Resource

From: Horne, Ronnie
Sent: Friday, November 19, 2010 3:55 PM
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Subject: REQUEST FOR PARTICIPATION IN THE SCOPING PROCESS FOR THE VICTORIA COUNTY STATION EARLY SITE PERMIT APPLICATION REVIEW
Attachments: ML10139063921.pdf

ADAMS Accession Number: ML101390639

From: Ryan Whited
To: Mr. Reid Nelson
Date: November 08, 2010

Subject: REQUEST FOR PARTICIPATION IN THE SCOPING PROCESS FOR THE VICTORIA COUNTY STATION EARLY SITE PERMIT APPLICATION REVIEW

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Received Date: 11/19/2010 3:55:15 PM
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November 8, 2010

Mr. Reid Nelson, Director
Office of Federal Agency Programs
Advisory Council on Historic Preservation
Old Post Office Building
1100 Pennsylvania Avenue, NW, Suite 803
Washington, DC 20004

SUBJECT: REQUEST FOR PARTICIPATION IN THE SCOPING PROCESS FOR THE VICTORIA COUNTY STATION EARLY SITE PERMIT APPLICATION REVIEW

Dear Mr. Nelson:

The U.S. Nuclear Regulatory Commission (NRC) is reviewing an application submitted by Exelon Nuclear Holdings Texas, LLC (Exelon) for an early site permit (ESP) for the Victoria County Station (VCS) site near Victoria, TX. As part of the review of this ESP application, the NRC is preparing an environmental impact statement (EIS) as required by Title 10 of the *Code of Federal Regulations* (10 CFR) Part 51, the NRC regulations that implement the National Environmental Policy Act (NEPA) of 1969, as amended. The U.S. Army Corps of Engineers (Corps) is a cooperating agency for preparation of the EIS. The NRC staff is currently seeking information from consulting parties and other individuals and organizations likely to have knowledge of, or concerns with, historic properties in the area to identify issues relating to the proposed undertaking's potential effects on historic properties. Through this letter, NRC staff is initiating consultation under Section 106 of the National Historic Preservation Act (NHPA) of 1966, as amended. The area of potential effect for this ESP review is the area at the VCS ESP site and its immediate environs, which may be impacted by land-disturbing activities and water withdrawals associated with the building and operation of a new nuclear unit or units.

Exelon submitted the application for an ESP on March 25, 2010, pursuant to NRC requirements in 10 CFR Part 52. NRC staff accepted the application for docketing on June 7, 2010. It is available through the web-based version of the NRC Agencywide Documents Access and Management System (ADAMS), which can be found at http://www.nrc.gov/reading-rm/adams.html. The environmental report (ER) portion of the application is listed under accession number ML101120186. The VCS ESP application is also available on the Internet at http://www.nrc.gov/reactors/new-reactors/esp/victoria.html.

The VCS site is located on approximately 11,532 undeveloped acres (classified as rangeland, forestland, or wetland), approximately 13.3 miles south of Victoria, TX. Linn Lake is located along a portion of the site's eastern boundary while further east, the Guadalupe River angles toward the site (approximately 3 miles east of the northern tip of the site but less than 0.25 miles east of the southeastern corner of the site). Exelon estimates that 7,129 acres of this site will be disturbed during the preparation and construction phase of the project. Of this total about 6,345 acres will permanently be dedicated to the reactors and their supporting facilities including a 5,785-acre cooling water basin.

Exelon has identified the need for new transmission line corridors. The siting area for new transmission lines will include Victoria and Jackson Counties, TX. The exact routes of the new corridors are currently unknown; however, Exelon has provided probable route characteristics using a macro-corridor approach that outlines options for transmission line routes.

The NRC staff hereby provides notice that in accordance with 36 CFR 800.8(c), the staff is using the process required by NEPA for the preparation of the EIS to comply with the obligations imposed under Section 106 of the NHPA, in lieu of the procedures set forth in 36 CFR 800.3 through 800.6. Accordingly, NRC staff is identifying parties who may wish to consult on the proposed action and is inviting them to consult with NRC staff on this matter. Consultation will include participation in the scoping process; identification of historic properties on the VCS site; assessment of the effects of the proposed action on any historic properties identified; and development of alternatives and proposed measures that might avoid, minimize, or mitigate any adverse effects of the proposed action on historic properties. The EIS will include an analysis of potential impacts to historic properties that reflect consultation and will document the NRC staff's determination regarding the suitability of the proposed site for the construction and operation of one or more new nuclear units.

An ESP allows an applicant to set aside a site for potential future construction of one or more new nuclear power plants, and provides the opportunity to resolve site safety and environmental issues before construction begins. If approved, the ESP would not authorize the applicant to begin construction of the unit(s). However, site preparation activities, such as clearing and grading the site and building transmission lines, are not part of NRC authorized construction and can be performed by the applicant without NRC approval. In its review, the NRC staff will evaluate the environmental impacts of construction and operation and will also consider alternatives, including alternative sites.

Through this letter, the NRC is initiating consultation under Section 106 of the NHPA with the Council regarding Exelon's application. To complete consultation under 36 CFR 800.8(c), the NRC staff will forward the draft EIS to consulting parties for review and comment and will address the comments in the final EIS. Your office will receive a copy of the draft EIS along with a request for comments after it is issued. This draft EIS will include identification of historic properties, assessment of impacts, and our preliminary determination. The anticipated publication date for the draft EIS is August 2012.

The NRC staff plans to hold two public NEPA scoping meetings on December 2, 2010, at the Community Center Dome located at 2905 E. North Street, Victoria, TX 77901. The first meeting will convene at 1:00 p.m., and will continue until approximately 4:00 p.m. The second meeting will convene at 7:00 p.m., with a repeat of the overview portions of the first meeting and will continue until approximately 10:00 p.m. The NRC will present an overview of the environmental review process and will describe how the process will be implemented for the review of the VCS ESP application. A separate NRC meeting notice with a more detailed agenda will be forthcoming. Each meeting will be preceded by an open house from 12:00 p.m. to 1:00 p.m., and 6:00 p.m. to 7:00 p.m., respectively, during which members of the public may meet and talk with NRC staff members on an informal basis. In addition, NRC staff and contractors are planning an onsite visit in spring 2011 for a site audit to discuss with Exelon the detailed information used to prepare the ER, to perform a tour of the site and its environs, and to review documentation.

Please provide any information, comments, or concerns you feel are appropriate on the scope of the proposed action during the scoping comment period, which ends on January 03, 2011. Comments should be submitted either by mail to the Chief, Rules, Announcements and Directives Branch, Division of Administrative Services, Mail Stop TWB-05-B01, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001 or by e-mail to Victoria.ESPEIS@nrc.gov.

If you have any questions concerning the NRC staff's environmental review of this ESP application, please contact Ms. Tomeka Terry, Environmental Project Manager at 301-415-1488 or via e-mail to Tomeka.Terry@nrc.gov, or Ms. Alicia Williamson at 301-415-1878, or via email to Alicia.Williamson@nrc.gov.

Sincerely,

/RA/

Ryan Whited, Chief
Environmental Projects Branch 2
Division of Site and Environmental Reviews
Office of New Reactors

Docket No.: 52-042

cc: See next page

Please provide any information, comments, or concerns you feel are appropriate on the scope of the proposed action during the scoping comment period, which ends on January 03, 2011. Comments should be submitted either by mail to the Chief, Rules, Announcements and Directives Branch, Division of Administrative Services, Mail Stop TWB-05-B01, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001 or by e-mail to Victoria.ESPEIS@nrc.gov.

If you have any questions concerning the NRC staff's environmental review of this ESP application, please contact Ms. Tomeka Terry, Environmental Project Manager at 301-415-1488 or via e-mail to Tomeka.Terry@nrc.gov, or Ms. Alicia Williamson at 301-415-1878, or via email to Alicia.Williamson@nrc.gov.

Sincerely,

/RA/

Ryan Whited, Chief
Environmental Projects Branch 2
Division of Site and Environmental Reviews
Office of New Reactors

Docket No.: 52-042

cc: See next page

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ADAMS Accession No.: ML101390639 **NRO-002**

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