

APR 6 1978

The Honorable William Proxmire  
United States Senate  
Washington, D. C. 20510

Dear Senator Proxmire:

This is in response to your referral of a letter dated March 3, 1978 from Mrs. Wend Schaefer regarding the proposed expansion of the Kewaunee nuclear plant's spent fuel storage capacity. I am enclosing our response to Mrs. Schaefer's letters dated January 16 and March 2, 1978. I am also enclosing, for your information, the previous correspondence we have received from Mrs. Schaefer and our responses, as well as a copy of the Notice published in the FEDERAL REGISTER.

Mrs. Schaefer's letter to you dated March 3, 1978 states that she requested a hearing in her January 16, 1978 letter. However, in our handling of her letters we read and acted on them as requests for information rather than formal requests for a hearing. While the January 16, 1978 letter was not responded to before the expiration of the period for intervention, the letter sent by Mr. Stello on March 27, 1978 to Mrs. Schaefer does suggest a course of action and provides all necessary information should she decide to file a late petition to intervene and a request for a hearing.

Finally, you should be aware of the fact that the Nuclear Regulatory Commission has received an application from the Wisconsin Electric Power Company for permission to enlarge the spent fuel pool at its Point Beach facility. A copy of any future Notice of Proposed Issuance of Amendment to Facility Operating License published in the FEDERAL REGISTER regarding a decision to permit a modification of the spent fuel pool at Point Beach will be sent to Mrs. Schaefer. She has already been informed by telephone of our receipt of the application for the spent fuel pool modification at Point Beach.

If I can be of any further assistance in this matter, please let me know.

Sincerely,

(Signed) William J. Dircks

William J. Dircks  
Assistant Executive Director  
for Operations

Enclosures: RETYPED IN EDO  
See attached page OFFICE

OFFICE >	DOR:ORB#1	OELD	DOR:AD/OR	DOR:D	NRR	EDO	OCA
SURNAME >	TVWambach	TFEngelhardt		VStello	EGCase	LVGossick	SPM
DATE >	ASchwencer					4/15/78	4/15/78

DISTRIBUTION

✓ Docket (50-305)

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OCA(3)

GErtter(EDO-03532)

EPeyton

TVWambach

CParrish

ASchwencer

VStello

SECY(3) 78-0454

LIST OF ENCLOSURES

1. 10 CFR §2.714
2. Federal Register Notice dated 12/30/77
3. Letter from W. Schaefer to V. Stello dated 03/02/78
4. Letter to Senator Nelson From W. J. Dircks dated 01/31/78
5. Letter to E. Case from W. Schaefer dated 01/16/78
6. Letter to W. Schaefer from V. Stello dated 01/11/78
7. Letter to Senator Nelson from W. Schaefer dated 12/08/77
8. Letter to W. Schaefer from E. Case dated 11/17/77
9. Letter to W. Schaefer from E. Case dated 11/03/77
10. Letter to M. Rowden from W. Schaefer dated 10/26/77
11. Letter to M. Rowden from W. Schaefer dated 10/13/77
12. Letter to W. Schaefer from V. Stello dated 03/27/78

Docket File  
50-305

The Honorable William Proxmire  
United States Senate  
Washington, D.C. 20510

Dear Senator Proxmire:

This is in response to your referral of a letter dated March 3, 1978, from Mrs. Wend Schaefer regarding the proposed expansion of the Kewaunee Nuclear Plant's spent fuel storage capacity. I am enclosing our response to Mrs. Schaefer's letters dated January 16 and March 2, 1978. I am also enclosing, for your information, the previous correspondence we have received from Mrs. Schaefer and our responses, as well as a copy of the Notice published in the FEDERAL REGISTER.

If I can be of any further assistance in this matter, please let me know.

Sincerely,

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distribution

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GErtter(ED0-03532)

EPeyton

TVWambach

CParrish

ASchwencer

VStello

SECY(3) 78-0454

EDO

LVGossick

*Handwritten:* 3/28/78 3/1/78

OFFICE >	DOR:ORB#1	OELD	DOR:AD/OR	DOR:AD/OR	NRR	OCA
SURNAME >	TVWambach	ENGELHARDT		VStello	EGCase	
DATE >	3/24/78	3/28/78	3/ /78	3/28/78	3/24/78	3/ /78

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April 4, 1978

Note to Milton J. Grossman  
Chief Hearing Counsel

Re: Dircks' letter to Senator Proxmire concerning  
Mrs. Schaefer's letter

William Dircks returned the response to Senator Proxmire's referral of Mrs. Schaefer's letter stating, "Mrs. Schaefer is asking for a hearing. Is she getting the hearing or not?"

While it is correct that Mrs. Schaefer's March 3, 1978 letter to Proxmire stated that she had requested a hearing in her January 16, 1978 letter to NRC, a reading of the January letter, as well as her March 2, 1978 letter to NRC, indicates that she did not make such a request. Mr. Stello's March 27, 1978 letter treated Mrs. Schaefer's letters as requests for information regarding intervention and requesting a hearing. The procedures were explained, a course of action suggested and pertinent information was sent.

Additionally, there has been a significant change that has occurred since our March 27 letter to Mrs. Schaefer which should have been mentioned to Senator Proxmire: an application to expand the spent fuel pool at Point Beach has been received, though it has not been formally docketed. While Mrs. Schaefer has been called by the project manager regarding this information, in order to avoid misleading Proxmire, I would suggest the inclusion of the information concerning the Point Beach application.

I have prepared a response reflecting the above-mentioned comments for your review (enclosed).



Jeffrey F. Lawrence

cc: (w/encl)  
J. Tourtellotte  
W. Olmstead, E. Ketchen

Date: 3/29/78  
Originator: NRR:Wan ch  
EDO No.: 3532  
Incoming Date: 3/15/78

EDO ROUTING SLIP

☒ Correspondence

Action: Signature

☐ Commission Paper

Action:

Type

☐ Urgent

☒ Routine

SUBJECT:

Ltr to Sen. Proxmire fm \_\_\_\_\_ re ltr fm Mrs. Wend Schaefer  
regarding the proposed expansion of the Kewaunee Nuclear Plant's spent fuel  
storage capacity

CONCURRENCES RECEIVED:

ELD 3/28/78

NRR 3/28/78

NMSS

RES

IE

SD

ADM

SP

MIPC

PLA

CON

IP

EEO

GC

PE

*TOM Engelhardt EDO  
see Bill's note. Unresponsive? 3/31*

ACB COMMENTS

☒ Admin. check

Peggy holding copies

1. *Rehm*

*CA 4/5/78*

2. *Dircks*

*Mr. Schaefer is asking for a Hearing.  
Is she getting the Hearing or not?  
I can't find anything in here that answers that question*

Back to ☒ Rehm

3. *Gossick*

Back to ☐ Rehm  
☐ Dircks

4. Return to ACB

☐ Courier

☐ OCA - Bring to attention of:  
Udall \_\_\_\_\_  
Hart \_\_\_\_\_  
Dingell \_\_\_\_\_

Executive Director for Operations  
Signature Mail

ROUTING

Concurrence: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Is notification to the  
JCAE recommended? \_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_

Concurrences received from:

\_\_\_\_\_ ( )

\_\_\_\_\_ ( )

\_\_\_\_\_ ( )

\_\_\_\_\_ ( )

\_\_\_\_\_ ( )

Description:

Date \_\_\_\_\_

Originator \_\_\_\_\_

FROM:		ACTION CONTROL		DATES		CONTROL NO. <b>03532</b>	
Sen. Will Proxmire		COMPL DEADLINE		3/31/78		DATE OF DOCUMENT	
		ACKNOWLEDGMENT				3/15/78	
TO:		INTERIM REPLY				PREPARE FOR SIGNATURE OF:	
CA		FINAL REPLY		5/21/78		<input type="checkbox"/> CHAIRMAN <input type="checkbox"/> EXECUTIVE DIRECTOR OTHER: <b>Smith</b>	
FILE LOCATION				4/6/78			
DESCRIPTION <input type="checkbox"/> LETTER <input type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER				SPECIAL INSTRUCTIONS OR REMARKS			
Incl ltr to Wend Schaefer concerning her req of 1/16/78 for a hearing on the proposed license amendments to compact spent nuclear fuel at Kewaunee and Point Beach (Encis: 3/2 ltr to Stelle & 1/16 ltr to Case)							
CLASSIFIED DATA							
DOCUMENT/COPY NO.				CLASSIFICATION			
NUMBER OF PAGES				CATEGORY			
POSTAL REGISTRY NO.				<input type="checkbox"/> NSI <input type="checkbox"/> RD <input type="checkbox"/> FRD		<b>SECRET-78-0454</b>	
ASSIGNED TO:		DATE		INFORMATION ROUTING		LEGAL REVIEW <input type="checkbox"/> FINAL <input type="checkbox"/> COPY	
Case		3/22/78		Smith		NO LEGAL OBJECTIONS	
				Snapper		NOTIFY:	
						<input type="checkbox"/> EDO ADMIN & CORRES BR EXT.	
						COMMENTS, NOTIFY:	
						EXT.	
JCAE NOTIFICATION RECOMMENDED:				<input type="checkbox"/> YES <input type="checkbox"/> NO			



No. 78-0454Logging Date 3/21/78

## NRC SECRETARIAT

TO: ☐ Commissioner \_\_\_\_\_ Date \_\_\_\_\_  
☒ Exec. Dir./Oper. \_\_\_\_\_ ☐ Gen. Counsel \_\_\_\_\_  
☐ Cong. Liaison \_\_\_\_\_ ☐ Solicitor \_\_\_\_\_  
☐ Public Affairs \_\_\_\_\_ ☐ Secretary \_\_\_\_\_  
☐ \_\_\_\_\_

Incoming: Bill Proxmire, USS

From: \_\_\_\_\_

To: Congressional Date undated

Subject: Re: ~~XXX~~ constituent ltr. re: his  
ltr. of Jan 16, req for a hearing on the  
proposed license amendments re: spent ~~nuclear fuel~~  
nuclear fuel at Kewaunee & Point Beach  
☒ Prepare reply for signature of: nuclear power plant

☐ Chairman☐ Commissioner \_\_\_\_\_☒ XEDO, GC, CL, SOL, PA, SECYDate due March 28☐ Signature block omitted☐ \_\_\_\_\_☐ Return original of incoming with response☐ For direct reply\*☐ For appropriate action☐ For information☐ For recommendationRec'd 3/22/78  
8:30Remarks: Cys to: D&SS, OCA to Ack.For the Commission: *D. A. H.*

\*Send three (3) copies of reply to Secy Mail Facility

# United States Senate

March 15, 1978

To ensure proper handling please return all  
correspondence TO THE ATTENTION OF:

DC

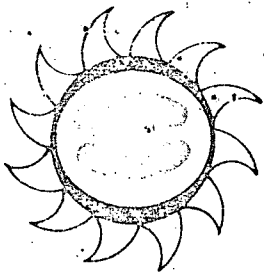
Respectfully referred to:

Office of Congressional Liaison  
Nuclear Regulatory Commission  
Washington, D.C.

Please respond to the attached inquiry in  
duplicate and return the enclosure. Thank  
you for your cooperation.



U.S.S.



*Safe Haven, Ltd.*

P.O. BOX 117, SHEBOYGAN, WISCONSIN 53081

*Incoming*

March 3, 1978

Honorable William Proxmire  
United States Senate  
Washington, D.C. 20510

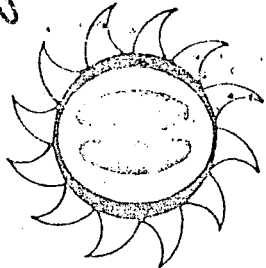
Dear Senator Proxmire:

We would very much appreciate your contacting the NRC and demanding that this regulatory body honor our January 16 request for a hearing on the proposed license amendments to compact spent nuclear fuel at Kewaunee and Point Beach nuclear power plants.

Please let me know as soon as possible if you have been effective in any action you are taking in our behalf.

Sincerely,

Mrs. Wend Schaefer  
624 Mayflower Avenue  
Sheboygan, WI 53081  
414/458-9274



# Safe Haven, Ltd.

P.O. BOX 117, SHEBOYGAN, WISCONSIN 53081

March 2, 1978

Victor Stello, Jr., Director  
Division of Operating Reactors  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Re: Docket No. 50-305

Dear Mr. Stello:

Thank you for your letter dated January 11, 1978 and for the copy of Wisconsin Public Service Corporation's request for a license amendment to expand the Kewaunee spent fuel pool.

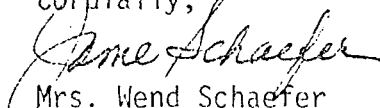
Has a similar request been received by the NRC from Wisconsin Electric Power Company regarding the spent fuel pools at Point Beach Nuclear Power Plant? If so, please forward a copy to me.

The Public Service Commission of Wisconsin recently conducted a public information session on the proposed compactions of Kewaunee and Point Beach plants. During that session, PSC Counsel Thomas Lockyear informed some concerned citizens in the area that the deadline for filing for a NRC hearing on the proposed Kewaunee license amendment had passed. I found this difficult to believe because of my many contacts with your office via letter since October and my requests to be informed of any hearings to be held. (Refer especially to my letter dated January 16, 1978.)

If the deadline for requesting hearings on Kewaunee and Point Beach proposals for license amendments to compact spent fuel has indeed passed, you certainly should be amenable to extending that date because of an oversight you made in not notifying me as I requested. Please be sure to delineate exactly how a request for a hearing should be made if my simple letters are inadequate. I await your response by return mail.

I am hopeful that the NRC is sensitive to citizens concerns regarding the temporary storage of radioactive spent fuel at nuclear plants in Wisconsin as well as throughout the United States. We are concerned that these lethal materials may pose serious health hazards during temporary storage. Of course, as you must well know, what we now term as "interim" storage might very well become permanent for we have not as yet resolved our radioactive waste dilemma.

Cordially,

  
Mrs. Wend Schaefer  
624 Mayflower Avenue  
Sheboygan, WI 53081

cc: Senators William Proxmire and Gaylord Nelson  
Charles Cicchetti, Chairman, Public Service Commission of Wisconsin  
Sandra Bast, Chairman, Lakeshore Citizens for Safe Energy

January 16, 1978

Edson G. Case, Acting Director  
Office of Nuclear Reactor Regulation  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Dear Mr. Case:

Thank you for your letter dated November 3, 1977 in which you responded to several questions I raised regarding compaction of spent nuclear fuel at Point Beach, Kewaunee and LaCrosse nuclear power plants.

Have applications for increasing the spent fuel storage capabilities of Point Beach and Kewaunee plants been submitted to the NRC subsequent to your November 3 letter? If so, when will hearings be held in these areas regarding these proposed compactions?

Would you please forward a list of nuclear plants throughout the country which have been granted amendments to their licenses to compact spent nuclear fuel, how many assemblies these plants were originally licensed to storage at the plant sites, and the number of assemblies approved for storage with license amendments.

We would also appreciate receiving a copy of the draft environmental impact statement on spent fuel storage which was supposed to have been issued in draft form in Fall of 1977.

Thank you for your help.

Sincerely,

Mrs. Wend Schaefer  
624 Mayflower Avenue  
Sheboygan, WI 53081

cc: Senators Gaylord Nelson and William Proxmire