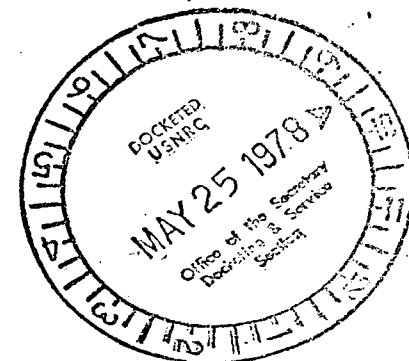


16 May 78
UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

A F F I D A V I T

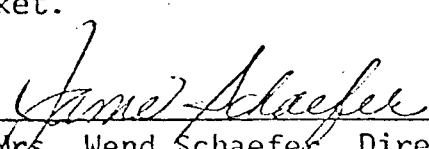


In the Matter of Wisconsin Public Service Corporation,
Wisconsin Power & Light Company, and Madison Gas & Elec-
tric Company Request for an Amendment to Their Kewaunee
Nuclear Power Plant Operating License No. DPR-43 to Com-
pact and Increase Its Capability to Store Spent Nuclear
Fuel


Docket 50-305

I, JAME SCHAEFER, hereby swear that I have been duly authorized by the Board of Directors of SAFE HAVEN, LTD. as Director of Safe Haven, Ltd. Intervention before the Nuclear Regulatory Commission to initiate correspondence with and to petition said Commission for hearings on the proposed compaction of and increase of capability to store spent nuclear fuel at Kewaunee Nuclear Power Plant, individually and jointly with Lakeshore Citizens for Safe Energy, and to represent Safe Haven, Ltd. in hearings called by said Commission in the above-delineated docket and/or to authorize other individuals to exercise any portion of my responsibilities as Director of Safe Haven, Ltd. Intervention before the Nuclear Regulatory Commission.

I further swear that I authorized Mary Lou Jacobi to submit the petition in the above-delineated docket on behalf of Safe Haven, Ltd., individually and jointly with Lakeshore Citizens for Safe Energy, and that I authorized Sandra Bast, Mary Lou Jacobi, Joan Johnson, and Mollee Sager to represent Safe Haven, Ltd. before said Commission pertaining to said docket.


Mrs. Wend Schaefer, Director
Safe Haven, Ltd., Intervention
624 Mayflower Avenue
Sheboygan, Wisconsin 53081

Subscribed and Sworn to Before Me
This 16th Day of May, 1978


11-16-79 Notary Public

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
AFFIDAVIT

In the matter of Wisconsin Public Service Corporation,
Wisconsin Power & Light, and Madison Gas & Electric
Company request to amend License No. DPR-43 to
Compact and Increase Its Capability to Store Spent
Nuclear Fuel

} Docket 50-305

The Lakeshore Citizens for Safe Energy authorize both individually and jointly with Safe Haven, Ltd. the following persons to submit a petition and to represent Lakeshore Citizens for Safe Energy at a compaction hearing as intervenors:

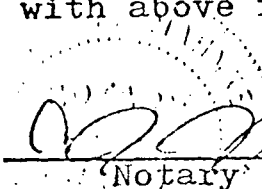
Mary Lou Jacobi
932 N. 5th St.
Manitowoc, WI 54220

Joan Johnson
837 N. 11th St.
Manitowoc, WI 54220

Jame Schaefer
624 Mayflower Ave.
Sheboygan, WI 53081

Sandra Bast
1112 N. 11th St.
Manitowoc, WI 54220

Further, individual members of Lakeshore Citizens for Safe Energy are authorized to participate in hearings held by the Nuclear Regulatory Commission regarding Docket 50-305 and share responsibilities with above representatives.


Notary Public

1-25-81

Subscribed and Sworn to Before



Sandra A. Bast, Chairperson
Lakeshore Citizens for Safe Energy
1112 N. 11th St.
Manitowoc, WI 54220

UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

AMENDMENT TO PETITION TO INTERVENE

In the matter of Wisconsin Public Service Corporation,
Wisconsin Power & Light Company, and Madison Gas &
Electric Company request to amend License No. DPR-43
to Compact and Increase Its Capability to Store Spent
Nuclear Fuel

DOCKET 50-305

In response to assertions that petitioners, Safe Haven, Ltd., and Lakeshore Citizens for Safe Energy, failed to show good cause for tardiness in filing, we submit Mrs. Schaefer's correspondence to the Nuclear Regulatory Commission for your review.

We feel that Mrs. Schaefer acted in good faith and was expecting the NRC to inform her of any hearing date regarding Docket 50-305. All the NRC correspondence mentions is that the procedure to be followed for a hearing will be published in the Federal Register, but the NRC gives no indication of a hearing deadline much less a hearing date, in fact, the NRC fails to indicate when this information will be published.

In a letter from Mr. Case dated November 3, 1977, in the last paragraph regarding the LaCrosse Nuclear Unit license amendment request dated Dec. 12, 1974 and granted by the NRC on March 18, 1976, Mrs. Schaefer could rightly conclude that she would be reading the Federal Register everyday for over two years. Because, in fact, for her to have done this would have been ridiculous and highly unreasonable, and because the NRC fails to explicitly state that she must proceed to become informed in this manner, Mrs. Schaefer rightly expected that the NRC would inform her of a hearing regarding Docket 50-305.

We concur with Mr. Stello's statement in paragraph five (5) in his letter dated March 27, 1978 addressed to Mrs. Schaefer:

"....that good cause for the late filing of the request is based on the failure of the NRC staff to provide timely information regarding the issuance of the notice of proposed issuance of the amendment despite your efforts to obtain that information which predates by a substantial margin the date of the issuance of the notice."

Finally, please see enclosed letter dated January 28, 1978 addressed to Mr. Stello from Sandra Bast and his response of February 24, 1978, and also, see the enclosed petition submitted by Sandra Bast on behalf of Lakeshore Citizens for Safe Energy to the Wisconsin Public Service Commission on February 22, 1978, and the letter addressed to Dr. Cicchetti dated March 2, 1978 copies of which were sent to the NRC. Also, see Mrs. Jacobi's letter dated March 14, 1978 addressed to Mr. Case.

The citizens of the Manitowoc area had no indication that either the Kewaunee Nuclear Power Plant or the Point Beach Power Plant were planning to compact spent fuel until the Wisconsin Public Service Commission announced a hearing on the proposed compaction scheduled for January 26, 1978. All parties assumed that this was the official proceeding.

After the hearing was cancelled, we learned through Mrs. Schaefer that the applicant's license amendment request could be obtained through the NRC, which we requested on Jan. 28, 1978.

At the Feb. 22, 1978 hearing, it was announced by hearing examiner, Tom Lockyear, that this was purely an informational meeting and that the deadline for an official hearing had passed.

Needless to say we felt duped, as we had been led to believe that this was an official hearing on the compaction issue and that the WPSC was the governing body through which our concerns and our requests for action should be directed. Please see attached

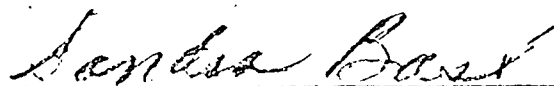
petition and subsequent letter to Dr. Cicchetti.

Further, after the hearing of Feb. 22, 1978, we received a letter dated Feb. 24, 1978 from the NRC stating that we could read the applicants' license amendment requests at the Kewaunee and Stevens Point document rooms. It is unfortunate that the NRC makes no mention of the fact that all matters on the compaction issue regarding Kewaunee's license amendment were closed. Further, the NRC fails to mention any particular procedure which maybe/should be followed.

In view of the fact, that the NRC failed to respond to Mrs. Schaefer's multiple requests dated from Oct., 1977, and the NRC's failure to respond to Lakeshore Citizens for Safe Energy's request with timely information, it would appear that the NRC is reluctant to divulge pertinent information to the parties involved in this proceeding.

I would also like to point out that after Mr. Stello's March 27, 1978 was received giving specific information on how the affected citizenry could respond, a petition was submitted by Safe Haven, Ltd., and Lakeshore Citizens for Safe Energy within thirty days.

If the NRC is genuinely interested in fulfilling its obligations to allow affected parties to contribute, state their concerns, and/or request action from the NRC regarding Docket 50-305, then it would seem that the NRC must permit an extension of the hearing date and allow Safe Haven, Ltd., and Lakeshore Citizens for Safe Energy petition request for a hearing. Further, the NRC must recognize the part they played in this late request.



Sandra A. Bast
Chairperson, LCFSE

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
AMENDMENT TO PETITION TO INTERVENE
DOCKET 50-305

Lakeshore Citizens for Safe Energy is a concerned citizens group working for the wise use of our natural resources and the development of environmentally sound and benign energy sources. Members of our organization live and work within a radius of one (1) to fifty (50) miles of the Kewaunee Nuclear Power Plant. We are concerned with how the storage of the radioactive wastes will affect our environment and more importantly the effect these wastes will have on the health and welfare of ourselves and our children.

Safe Haven, Ltd., is a non-stock, non-profit, domestic corporation primarily engaged in public interest activity to inform and encourage citizen participation in the development of a balance between environmental values and the need for energy. Members of Safe Haven, Ltd. live in Manitowoc, Sheboygan, Brown and surrounding counties within the service areas and are rate payers of Wisconsin Power and Light Company and Wisconsin Public Service Corporation.

Members of Safe Haven, Ltd. live within a 50-mile radius of the plant, an area which may be adversely affected by improper radioactive waste storage or unreliable electrical service from the Kewaunee plant due to improper waste storage.

Safe Haven, Ltd. and Lakeshore Citizens for Safe Energy members and the interests of said membership may be adversely affected by the amendment of the operating license of Kewaunee Nuclear Plant to compact radioactive spent fuel assemblies in one or more of the following ways:

1. By being forced to pay higher costs for electrical services due to costs in alterations of Kewaunee Nuclear Power Plant to permit compaction of spent nuclear fuel;
2. By their health being adversely affected by radiation releases from the plant due to improper storage of spent fuel assemblies;
3. By radiation emissions resulting from improper storage of spent fuel contaminating land they own or use for gardening and/or farming;
4. By increased levels of radiation in milk from some members dairy farms due to radiation emissions resulting from improper storage of spent fuel;
5. By contamination of groundwater which some members rely on for drinking and other domestic purposes becoming contaminated through improper storage of spent fuel;
6. By contamination of Lake Michigan relied on by some for drinking, domestic, business, industrial and recreational purposes through improper storage of spent fuel;
7. By adversely affecting their title to their land and right to resell through taint of being in the vicinity of a "radioactive waste dump" as the federal government efforts to develop a permanent storage facility for spent fuel and other commercially-generated high level radioactive wastes are thwarted.

The following members of either Safe Haven, Ltd., and/or Lakeshore Citizens for Safe Energy live or work near the Kewaunee Nuclear Power Plant. Their interest will be affected as follows:

Jerome and Phyllis Wojta live and farm within $2\frac{1}{2}$ miles of the Kewaunee Nuclear Power Plant. Radioactive seepage into their property would harm their crops and livestock; eliminating their livelihood. In addition, their own health and that of their children would be adversely affected by the increased storage of radioactive wastes;

Dr. and Mrs. Patrick Johnson live within 20 miles of the Kewaunee Nuclear Power Plant and Patrick works within 11 miles of this facility. Increased storage of radioactive wastes will be hazardous to their health and that of their children, and the cost of indefinite storage of these materials will eventually have to be paid for by them;

Dr. and Mrs. Wend Schaefer live within 50 miles of this facility (KNPP) and are concerned that their children will have to pay with their health and money for perpetual care of spent fuel for which there are tremendous uncertainties regarding their final disposition.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ADMENDMENT TO PETITION TO INTERVENE
DOCKET 50-305

A. Petitioners allege that applicants will not represent their interests as applicants have not even addressed themselves to the establishment of a perpetual care trusts funds or decommissioning trust funds.

To the petitioners knowledge there are no other agencies who are dealing with these problems at this time.

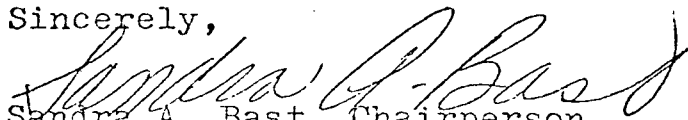
B. Petitioners interest would broaden the issue as the applicant has failed to consider the extent to which long-term storage of the spent fuel will realistically alter the environment and economic well being of the area. Namely B 1 & 2 and B5 of original petition.

In conclusion, I hope that we the petitioners, Safe Haven, Ltd., and Lakeshore Citizens for Safe Energy have correctly amended our original petition. If there are any further problems you may contact either:

Sandra A. Bast
1112 N. 11th St.
Manitowoc, WI 54220

Mary Lou Jacobi
932 N. 5th St.
Manitowoc, WI 54220
(414) 682-6438

Sincerely,


Sandra A. Bast, Chairperson
Lakeshore Citizens for Safe Energy

I hereby certify that copies of the AMENDED PETITION TO INTERVENE, DOCKET 50-305 have been sent to the following individuals:

James R. Yore, Esq., Chairman
Atomic Safety and Licensing Board
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Robert M. Lazo, Esq.
Atomic Safety and Licensing Board
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Mr. Steven E. Keane
Foley & Lardner
First Wisconsin Center
777 E. Wisconsin Ave.
Milwaukee, WI 53202

Mrs. Wend Schaefer
624 Mayflower Ave.
Sheboygan, Wisconsin 53081

Mary Lou Jacobi
932 N. 5th St.
Manitowoc, WI 54220

Joan Johnson
837 N. 11th St.
Manitowoc, WI 54220

Mollee Sager
P. O. Box 67
Branch, WI

Atomic Safety and Licensing
Board Panel
U. S. Nuclear Regulatory Com.
Washington, D. C. 20555

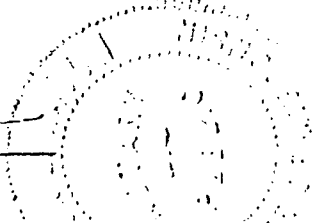
Docketing and Service Station
Office of the Secretary
(Same as above)

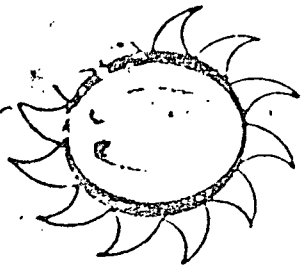
Jeffrey F. Lawrence
Counsel for NRC Staff
(Same as above)

Sworn and subscribed before me this
19th day of May, 1978.

At Manitowoc, Wisconsin

5-2-82
My commission expires





Safe Haven, Ltd.

P.O. BOX 117, SHEBOYGAN, WISCONSIN 53081

October 13, 1977

Marcus Rowden, Chairman
Nuclear Regulatory Commission
Washington, D.C. 20555

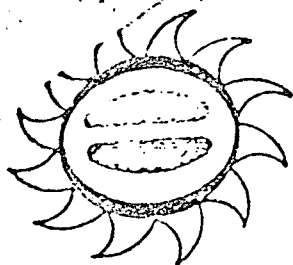
Dear Mr. Rowden:

Please inform us of any petition or request on the part of any Wisconsin electric utility to expand the spent fuel storage capability of Point Beach, Kewaunee, or any other nuclear plant in the state.

Thank you.

Cordially,

Mrs. Wend Schaefer
624 Mayflower Avenue
Sheboygan, Wisconsin 53081



Safe Haven, Ltd.

P.O. BOX 117, SHEBOYGAN, WISCONSIN 53081

October 26, 1977

Marcus Rowden, Chairman
NUCLEAR REGULATORY COMMISSION
Washington, D.C. 20555

Dear Mr. Rowden:

Please forward a copy of the Wisconsin Public Service Corporation's petition to expand the storage capability for spent nuclear fuel from Kewaunee Nuclear Plant. We would also appreciate a delineation of the procedure the NRC will follow in reviewing this petition.

Would you also forward a copy of the draft generic environmental impact statement on spent fuel storage which, according to the General Accounting Office, was scheduled for completion this Fall.

Thank you for your assistance.

Cordially,

Mrs. Wend Schaefer
Safe Haven Intervenor.

cc: Senator Gaylord Nelson
Senator William Proxmire
Bronson LaFollette, Wisconsin Attorney General
Charles Cicchetti, Wisconsin Public Service Commission Chairman



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

NOV 3 1977

Dockets Nos. 50-266
50-301
50-305
50-409

Mrs. Wend Schaefer
624 Mayflower Avenue
Sheboygan, Wisconsin 53081

Dear Mrs. Schaefer:

Your letter of October 13, 1977 to the Chairman of the Nuclear Regulatory Commission has been forwarded to me for reply. We have reviewed the status of spent fuel storage capability for those nuclear power plants located in Wisconsin (Point Beach, Kewaunee and LaCrosse) to determine if any expansion has been requested.

An increase in the spent fuel storage capability at the Point Beach Nuclear Plant was requested by Wisconsin Electric Power Company on March 28, 1975. Following our review and evaluation of their request, a license amendment was issued on October 20, 1975. A Notice of Proposed Issuance of Amendments to Facility Operating License was published in the FEDERAL REGISTER on May 20, 1975 in connection with this action. Copies of the notice and the license amendment which were placed in the local public document room at the University of Wisconsin - Stevens Point Library, Stevens Point, Wisconsin are enclosed.

By letter dated June 7, 1977, Wisconsin Public Service Corporation advised the NRC that the utility intends to submit an application to increase the spent fuel storage capability at the Kewaunee Nuclear Plant. However, such an application has not yet been received. A copy of the June 7, 1977 letter was placed in the local public document room at the Kewaunee Public Library, 314 Milwaukee Street, Kewaunee, Wisconsin, and is enclosed.

The remaining facility, LaCrosse Nuclear Unit, which is operated by the Dairyland Power Cooperative, requested an increase in the spent fuel storage capability on December 12, 1974. Following the staff's review and evaluation of this request, a license amendment was issued on March 18, 1976. A Notice of Consideration of Proposed Modification to Facility Irradiated Fuel Storage Pool was published in the FEDERAL

Mrs. Wend Schaefer

- 2 -

REGISTER on March 12, 1975 in connection with this action. Copies of the notice and the license amendment which were placed in the local public document room at the LaCrosse Public Library, 800 Main Street, LaCrosse, Wisconsin are enclosed.

Sincerely,

/s/

Edson G. Case, Acting Director
Office of Nuclear Reactor Regulation

Enclosures:

1. NRC letter dated May 13, 1975.
2. NRC letter dated October 20, 1975
3. NRC letter dated March 5, 1975
4. NRC letter dated March 18, 1976
5. Wisconsin Public Service Corporation
letter dated June 7, 1977



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

NOV 17 1977

Mrs. Wend Schaefer
Safe Haven, Ltd.
Post Office Box 117
Sheboygan, Wisconsin 53081

Dear Mrs. Schaefer:

Your letter of October 26, 1977, to the Chairman of the Nuclear Regulatory Commission has been forwarded to me for reply, as well as your letter of October 13, 1977. My response to your letter of October 13, 1977, was dated November 3, 1977. Your current letter requests information concerning the Wisconsin Public Service Corporation's (WPSC) plans to expand the storage capability for spent fuel at the Kewaunee Nuclear Power Plant. At this time, we have no further information beyond that forwarded in my November 3, 1977 letter. However, we will be pleased to notify you when WPSC formally applies for a license amendment to ~~expand the Kewaunee spent fuel pool.~~

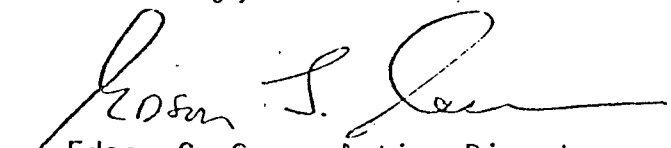
Your October 26, 1977 letter also requested a delineation of the procedure the NRC will follow in reviewing the anticipated WPSC application. The first step in our procedure will be to publish in the Federal Register a Notice of Consideration of the proposed action. We will also perform a comprehensive review of the safety and the environmental impact aspects of the proposed action. You were sent a copy of the October 20, 1975, license amendment for the Point Beach Nuclear Plant by my letter of November 3, 1977, which we believe provides you with a good picture of the elements and scope of reviews that we perform for spent fuel pool expansion requests. Please note however, that the specific details of each review must be tailored to appropriate plant specifics which will differ somewhat from facility to facility.

For your information, a copy of correspondence related to the Kewaunee Nuclear Power Plant is available to you and other members of the public in a local public document room which is located at the Kewaunee Public Library, 314 Milwaukee Street, Kewaunee, Wisconsin.

Your October 26 letter also requested a copy of the Draft Generic Environmental Impact Statement on handling the storage of spent fuel from light water reactors which was expected to be completed this fall.

We will be pleased to provide you a copy of the Draft Generic Environmental Impact Statement when it becomes available by the end of this year.

Sincerely,


Edson G. Case, Acting Director
Office of Nuclear Reactor Regulation



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

D. Neighbors

Docket No. 50-305

January 11, 1978

Mrs. Wend Schaefer
Safe Haven, Ltd
Post Office Box 117
Sheboygan, Wisconsin 53081

Dear Mrs. Schaefer:

As a follow up to Mr. Case's letter to you of November 17, 1977, enclosed is a copy of the Wisconsin Public Service Corporation's request for a license amendment to expand the Kewaunee spent fuel pool.

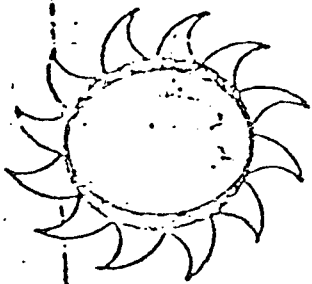
Mr. Case had indicated in his November 17, 1977 letter that we would provide a copy of the Draft Generic Environmental Impact Statement when it becomes available. At the present time the Draft Statement is being reviewed internally and our present estimate for issuance is February 1978. As promised earlier we shall send you a copy of this document as soon as it is available.

Sincerely,

A handwritten signature in cursive script, appearing to read "Victor Stello, Jr.", is written over the typed name.

Victor Stello, Jr., Director
Division of Operating Reactors
Office of Nuclear Reactor Regulation

Enclosure:
Request for License
Amendment



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 compacting 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,

Mend Schaefer
Mrs. Mend 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



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

March 27, 1978

Mrs. Wend Schaefer
624 Mayflower Avenue
Sheboygan, Wisconsin 53081

Dear Mrs. Schaefer:

① I am responding to your letters dated March 2 and January 16, 1978. I am sorry that I am late in responding to your January 16, 1978 letter but it was misdirected in our mail and distribution process.

② Regarding the application of the Wisconsin Public Service Corporation for expansion of the Kewaunee Nuclear Plant's capacity for spent fuel storage, we published a Notice of Proposed Issuance of Amendment to Facility Operating License in the FEDERAL REGISTER on December 30, 1977 (Citation No. 42 FR 65335). This Notice provided for a period of 30 days, ending January 30, 1978, during which any interested person could request a hearing in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations. Copies of the Notice and of Section 2.700 of 10 CFR Part 2 are enclosed. We had received no requests during that 30 day period and, therefore, no hearing was planned.

③ Mr. Case's letters to you of November 3 and 17, 1977, informed you that all correspondence and public notices relating to the Kewaunee Plant are available to the public at the Kewaunee Public Library's public document room. A copy of the Notice of Proposed Issuance was placed in that document room as part of a letter to Wisconsin Public Service Corporation dated December 17, 1977.

④ As stated above, the expiration date for the filing of a request for a hearing in the form of a petition for leave to intervene in connection with the proposed amendment was January 30, 1978. Since that date has passed a member of the public who now desires to request a hearing must do so under the provisions of 10 CFR 2.714(a) for nontimely filings. This means that you must make a substantial showing of good

caused for failure to file on time taking into account the four factors specified in 10 CFR 2.714(a) and those factors set out in 10 CFR 2.714(d). In your case you may wish to indicate in any request for a hearing that good cause for the late filing of the request is based on the failure of the NRC staff to provide timely information regarding the issuance of the Notice of proposed issuance of the amendment despite your efforts to obtain that information which predates by a substantial margin the date of the issuance of the Notice.

If you elect to file a request for a hearing you should file it in accordance with the directions contained in the Notice. Such a request will be acted upon by the Commission or by a designated NRC Atomic Safety and Licensing Board after consideration of the responses to the request submitted by the licensee and the NRC staff. If you decide to follow this course of action, you should do so as soon as possible.

No application has been received from the Wisconsin Electric Power Company for any additional expansion of the capacity for spent fuel storage at the Point Beach Plant. An expansion of the original capacity was approved in October 1975 and that expansion has been completed. If we receive an application for additional expansion at the Point Beach facility, we will send you a copy of the Notice of Proposed Issuance of Amendment to the Facility Operating License for that action when it is published in the FEDERAL REGISTER. An advance copy of such a notice would go to the Local Public Document Room which is located at Document Department, University of Wisconsin - Stevens Point Library, Stevens Point, Wisconsin 54481.

Your January 16, 1978 letter requested a listing of nuclear plants throughout the country which have been granted amendments to their licenses to increase the spent fuel storage capacity. Such a list is enclosed. You also requested a copy of the Draft Generic Environmental Impact Statement on Handling and Storage of Spent Light Water Power Reactor Fuel. A copy of this document, issued in March 1978, is also enclosed.

If you have any further questions regarding hearings on the proposed expansion of spent fuel storage, I suggest that you contact Mr. Jeffrey F. Lawrence, Office of the Executive Legal Director, Nuclear Regulatory Commission, Washington, D.C. 20555.

Sincerely,



Victor Stello, Jr., Director
Division of Operating Reactors
Office of Nuclear Reactor Regulation

Enclosures:

1. Notice of Proposed Issuance of Amendment dated December 30, 1977
2. Section 2.700 of 10 CFR Part 2
3. List of Nuclear Plants with approved amendments to increase spent fuel storage
4. Draft Generic Environmental Impact Statement on Handling and Storage

1112 N. 11th St.
Manitowoc, WI 54220

January 23, 1978

Mr. Victor Stello, Jr., Director
Division of Operating Reactors
Office of Nuclear Reactor Regulation
Nuclear Regulatory Commission
Washington D. C. 20555

Dear Mr. Stello:

I would appreciate receiving a copy of the Wisconsin Public Service Corporation's request for a license amendment to expand the capability of the Keweenaw spent fuel pool. Also, if available, I would like a copy of the Wisconsin Electric Power Company's request for license amendment of the Pt. Beach spent fuel pool.

In addition, I would like to request a copy of the draft environmental impact statement on spent fuel storage. Please send the copies along with any charge to the above address.

Thank you.

Sincerely,

Sandra A. Bast
Sandra A. Bast

Kewaunee and Point Beach Nuclear Power Plants' licensure request for expansion of their storage facilities for high level radioactive wastes through a procedure known as compaction has prompted the Lakeshore Citizens for Safe Energy in this petition to raise the following concerns:

1. The safety of the compaction procedure in relation to;
 - a. the ability of the holding tank to reliably contain the large increases in hot spent fuel rods;
 - b. the ^(corrosion) corrosion or cladding of spent fuel rods in the tank;
 - c. the blockage of the filters in the holding tank which could inhibit the cooling system;
 - d. the transference from the core and the placement of the rods in the tanks.
2. The ability and/or necessity of the nuclear power plants to rapidly and completely unload hot rods from the core into the holding tank, and the necessity and/or their ability to remove the spent fuel rods from the holding tank itself in an emergency situation.
3. The implication that the Kewaunee and Pt. Beach Nuclear Power Plants will become/or presently are deemed long term storage facilities for radioactive wastes.
4. The recent reports that an explosion of radioactive wastes had taken place near Kyshtym, Russia which indicated that a great loss of life, injury, and environmental destruction had taken place.
5. How our families and ourselves as well as the irreplaceable natural resources such as Lake Michigan and agricultural lands will be affected by the storage of these radioactive wastes.

In view of the above concerns, we are asking the Wisconsin Public Serv Commission not to grant licensure until the following information is obtained and action taken:

1. The Draft Generic Environmental Impact Statement on Handling and Storage of Spent Light Water Power Reactor Fuel is released from the NRC.
Once this documentation is received, an adjudicatory hearing on compaction beheld.
2. Documentation on previously demonstrated, successful, longterm, compaction be presented by the power companies.
3. Pt. Beach and Kewaunee be required to;
 - a. setup a "perpetual care" trust fund for radioactive wastes presently held at their facilities;
 - b. a cost analysis of "perpetual care" be included in the cost of compaction, and these figures be submitted to the Wisconsin Public Service Commission.
4. The monitoring results of the nuclear plants and their stored radioactive wastes be made available to the newspapers on a monthly basis.
5. The nuclear plants not be allowed to accept radioactive wastes from other facilities.
6. Under the Freedom of Information Act, the unreleased documentation regarding the radioactive waste accident near Kyshtym, Russia be obtained and evaluated by the Wisconsin Public Service Commission.

Landra Back

Shirley Moore (1112 7.11th)

Gov. Richard Lamm

JEK Russ St. Thaddeus WI

Pat Wright

" " " " " "

Landra Kat. Edward Maintenance

Bill Anders - 711 4.14th Maintenance W. J. N.

M. J. J. 932 4.5th Maintenance W. J. N. (932 4.5th)



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

Docket Nos. 50-266
50-301
and 50-305

February 24, 1978

Ms. Sandra A. Bast
1112 N. 11th Street
Manitowoc, Wisconsin 54220

Dear Ms. Bast:

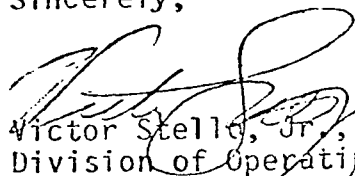
This is in reply to your January 28, 1978 letter requesting a copy of Wisconsin Public Service Corporation (WPSC) application for license amendment to expand the capability of the Kewaunee spent fuel pool and also Wisconsin Electric Power Company's (WEPC) application for license amendment of the Point Beach spent fuel pool.

The Commission does not have extra copies of these documents. However, they are available for public inspection and copying at the Commission's public document room located at 1717 H Street, N. W., Washington, D. C.

These applications have also been placed in local public document rooms. The WPSC application dated November 14, 1977 relating to Kewaunee is available for inspection at the Kewaunee Public Library, 314 Milwaukee Street, Kewaunee, Wisconsin and the WEPC application dated September 8, 1976 relating to Point Beach is available for inspection at the Document Department, University of Wisconsin, Stevens Point Library, Stevens Point, Wisconsin.

At present, the Draft Generic Environmental Impact Statement on spent fuel storage is being reviewed internally and our present estimate for issuance is March 1978. We will send you a copy of this document as soon as it is available.

Sincerely,


Victor Stello, Jr., Director
Division of Operating Reactors

1112 N. 11th St.
Manitowoc, WI 54220
March 2, 1978

Dr. Charles Cicchetti, Chairman
Wisconsin Public Service Commission
State Farm Office Building
Madison, WI

Dear Dr. Cicchetti:

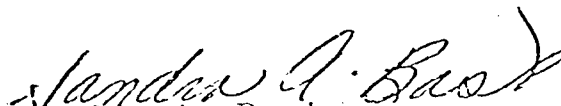
The Lakeshore Citizens for Safe Energy would like to thank the Wisconsin Public Service Commission for holding the informational hearing on Feb. 22, 1978. We felt that the WPSC staff was helpful and made some of the problems relating to compaction clearer.

In addition, it was brought out at the hearing by Mr. Lockyear that concerned individuals should have made a formal request to the NRC for a hearing and that it was already too late to take this action regarding the Kewaunee Plants's licensure request. We find this upsetting as it appears only a few select people are privy to what the utilities are planning to do and that regardless of whether or not we (the lakeshore area residents) are affected by the utilities' plans (decisions), we get the information after the fact when all avenues of recourse appear to be closed!

Because compaction has much greater and far reaching implications which involves more than short term storage of radioactive wastes, we are asking you to intervene with the NRC to halt compaction until it has been studied and tested and until the radioactive waste disposal problem is safely solved.

In conclusion, we would also like to point out that few people in Manitowoc or Kewaunee County are aware of the advance plan hearings now being held, what they're about, what the resulting decisions will mean, and/or who will make these decisions.

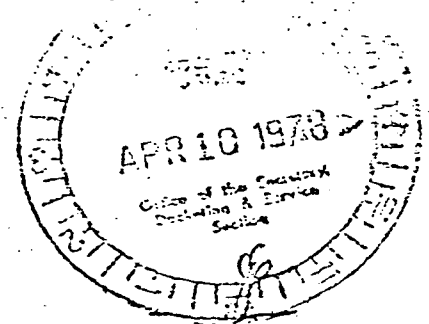
Thank you.


Sandra A. Bast
Chairman, Lakeshore Citizens for
Safe Energy

Enclosure : Petition
cc
NRC
Senator Nelson
Senator Proxmire.

DOCKET NUMBER 50-305
PROD. & UTIL. FAC. 50-266, 301

March 14, 1978



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

Dear Mr. Case:

We are asking that you hold an official hearing regarding Point Beach and Kewaunee Nuclear Power Plants requests to increase their storage of spent fuel rods through compaction.

At the February 22nd informational hearing we were advised by WPSC and Mr. Geisler that we had missed the closing date for a hearing on Kewaunee Nuclear Power Plant compaction request.

However, we feel that in all fairness to the people of this area in view of the fact the Generic Impact Statement has not been released, the dates must be extended and the hearings for both power plants request for compaction be held.

In addition, we are asking that a separate assessment of the safety of the Lakeshore area as a radioactive storage site be made.

If there is a specific procedure which must be followed in order to have an official hearing please notify me at once.

Thank you,

Mary Lou Jacobi

Mary Lou Jacobi, Chairman
Lakeshore Citizens for Safe Energy

932 N. 5th St.

Manitowoc, WI 54220

c.c. Senator W. Proxmire

Senator G. Nelson

Dr. C. Cicchetti, Chairman W. F. S. Commission