

November 18, 2011

FEMA LOMC Clearinghouse
7390 Coca Cola Drive, Suite 204
Hanover, MD 21076
Case No. 11-03-1701R
Case No. 11-03-1940R

SUBJECT: U.S. NUCLEAR REGULATORY COMMISSION'S ENDANGERED SPECIES
ACT REVIEW FOR THE BELL BEND NUCLEAR POWER PLANT COMBINED
LICENSE APPLICATION

Dear Sir or Madam:

The U.S. Nuclear Regulatory Commission (NRC) staff is reviewing an application submitted by PPL Bell Bend, LLC for a combined license (COL) for construction and operation of one new nuclear power plant at its Bell Bend Nuclear Power Plant (BBNPP) Site near Berwick, Pennsylvania. This letter is in response to your October 21, 2011, letter to Mr. Benjamin J. Ehrhart of LandStudies, Inc., a consultant for PPL Bell Bend, LLC. In the "Summary of Additional Data Required to Support a Conditional Letter of Map Revision (CLOMR)," item 1, it is requested that NRC document its plans to comply with the Endangered Species Act of 1973, as amended (ESA), requirements in the review of the COL application in lieu of Federal Emergency Management Agency (FEMA) performing a separate ESA review for the CLOMR. This letter serves to provide that commitment from NRC.

PPL Bell Bend, LLC submitted the application for a COL on October 10, 2008, pursuant to NRC requirements in Title 10 of the *Code of Federal Regulations* (10 CFR) Part 52. The BBNPP COL application is available on the Internet at <http://www.nrc.gov/reactors/new-reactors/col/bell-bend.html>. As part of the review of the COL application, the NRC staff is preparing an environmental impact statement (EIS) as required by 10 CFR Part 51, the NRC's regulation that implements the National Environmental Policy Act of 1969, as amended (NEPA). The EIS will include an analysis of pertinent environmental matters, such as impacts to fish and wildlife, including those involving endangered or threatened species. The NRC has initiated consultation under the provisions of the ESA and the Fish and Wildlife Coordination Act of 1934, as amended, with the U.S. Fish and Wildlife Service (FWS). The U.S. Army Corps of Engineers (USACE), Baltimore District, is a cooperating agency with the NRC for the purpose of complying with NEPA.

The NRC staff and the USACE will evaluate the environmental impacts of construction and operation of the BBNPP, including site preparation activities such as land clearing and excavation. The NRC has conducted a site audit of the proposed site examine the detailed information that is the basis for the preparation of the environmental report, to perform a walk-down of the site and its environs, and to review documentation. The NRC has received information from FWS regarding the Federally-listed proposed and candidate species and critical habitat that may be in the vicinity of the BBNPP Site. The Pennsylvania Department of Conservation and Natural Resources and the Pennsylvania Fish and Boat Commission have

provided information on State-listed species. The NRC and the USACE are jointly preparing a Biological Assessment for the Federally-listed, endangered Indiana bat (*Myotis sodalis*) as identified in the July 10, 2009, FWS letter to NRC. Consultation under the ESA will be complete prior to a decision on the Federal action to grant a COL.

If you have any questions concerning the NRC staff's environmental review of this COL application, please contact Ms. Stacey Imboden, Environmental Project Manager at 301-415-2462, or via e-mail to Stacey.Imboden@nrc.gov.

Sincerely,

/RA/

Allen Fetter, Acting Branch Chief
Environmental Projects Branch 3
Division of Site and Environmental Reviews
Office of New Reactors

Docket No.: 52-039

cc: See next page

provided information on State-listed species. The NRC and the USACE are jointly preparing a Biological Assessment for the Federally-listed, endangered Indiana bat (*Myotis sodalis*) as identified in the July 10, 2009, FWS letter to NRC. Consultation under the ESA will be complete prior to a decision on the Federal action to grant a COL.

If you have any questions concerning the NRC staff's environmental review of this COL application, please contact Ms. Stacey Imboden, Environmental Project Manager at 301-415-2462, or via e-mail to Stacey.Imboden@nrc.gov.

Sincerely,

/RA/

Allen Fetter, Acting Branch Chief
 Environmental Projects Branch 3
 Division of Site and Environmental Reviews
 Office of New Reactors

Docket No.: 52-039

cc: See next page

DISTRIBUTION:

- PUBLIC
- AHodgdon, OGC
- SVrahoretis, OGC
- SImboden, DSER
- PDoub, DSER
- NKuntzleman, DSER
- MCanova, NRO
- SImboden, NRO
- RidsOgcMailCenterResource
- RidsAcrsAcnwMailCenterResource
- RidsRgn1MailCenterResource
- RidsNroDserRap3Resource
- RidsNroDserRenvResource

ADAMS Accession No.: ML113070296

NRO-002

OFFICE	NRO/DSER/RAP3:PM	NRO/DSER/RAP3:LA	NRO/DSER/RWET:ES	OGC	NRO/DSER/RAP3:BC
NAME	SImboden	MBrown	PDoub		AFetter
DATE	11/03/2011	11/03/2011	11/03/2011	11/03/2011	11/18 /2011

OFFICIAL RECORD COPY

Bell Bend Mailing List
cc:

Ms. Carla Alber
7844 Blue Ridge Trail
Mountaintop, PA 18707

Mr. David J. Allard
Director and State Liaison Officer
Department of Environmental Protection
Bureau of Radiation Protection
Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101

Mr. Robert Chicks, Tribal Chairman
Stockbridge-Munsee Band of the Mohican
Nation, Wisconsin
Route 1
P.O. Box 70
Bowler, WI 54416

Mr. Eric Davis, Project Leader
U.S. Fish and Wildlife Service
New Jersey Field Office
927 No. Main Street
Heritage Square, Building D
Pleasantville, NJ 08232

Mr. David Densmore, Supervisor
U.S. Fish and Wildlife Service
Pennsylvania Field Office
315 South Allen Street
Suite 322
State College, PA 16801

Ms. Amy Elliott
U.S. Army Corps of Engineers
Baltimore District
1631 South Atherton Street
Suite 102
State College, PA 16801

Mr. Clifford Farides
Mill Memorial Public Library
495 E. Main Street
Nanticoke, PA 17101

Mr. Max Furek
57 Jeanette Street
Mocanaqua, PA 18655

Mr. Ray Ganthner, Senior Vice President
AREVA, NP, Inc.
3315 Old Forest Road
P. O. Box 10935
Lynchburg, VA 24506

Mr. Tony Gonyea, Faithkeeper
Onodaga Nation
Road 11 A, Box 245
Nedrow, NY 13120

The Honorable Raymond Halbritter
Nation Representative
Oneida Indian Nation
5218 Patrick Road
Verona, NY 13478

Mr. Clinton Halftown
Heron Clan Representative
Cayuga Nation
P.O. Box 11
Versailles, NY 14168

Mr. Herbert Harmon
320 Stone Church Road
Berwick, PA 18603

The Honorable Leo Henry, Chief
Tuscarora Nation
2006 Mt. Hope Road
Via Lewistown, NY 14092

Bell Bend Mailing List
cc:

Mr. Chuck Henry
1051 Scotch Valley Drive
Bloomsburg, PA 17815

Mr. Leroy Hess
124 Hess Road
Wapwallopen, PA 18660

The Honorable Roger Hill, Chief
Tonawanda Seneca Nation
7027 Meadville Road
Basom, NY 14013

The Honorable Rick Hill, Chairman
Oneida Nation of Wisconsin
P.O. Box 365
Oneida, WI 54155

Mr. Kerry Holton, Tribal President
Delaware Nation
P.O. Box 825
Anadarko, OK 73005

The Honorable Leroy Howard, Chief
Seneca-Cayuga Tribe of Oklahoma
P.O. Box 1283
Miami, OK 74355

Mr. Rich Janati, M.S., Chief
Division of Nuclear Safety Administrator
Appalachian Compact Commission
Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101

Mr. Maurice A. John, President
Seneca Nation of Indians
P.O. Box 231
Salamanca, NY 14779

Ms. Karen Kaniatobe, THPO
Absentee-Shawnee Tribe of Oklahoma
2025 S. Gordon Cooper
Shawnee, OK 74801

Mr. Don Kilma, Director
Office of Federal Agency Programs
Advisory Council on Historic Preservation
Old Post Office Building
1100 Pennsylvania Avenue, NW
Suite 809
Washington, DC 20004

Ms. Patricia A. Kurkul
Northeast Regional Administrator
NOAA National Marine Fisheries Service
Northeast Regional Office
55 Great Republic Drive
Gloucester, MA 01930

Mr. James R. Leigey
Pennsylvania Game Commission
2001 Elmerton Avenue
Harrisburg, PA 17110

Mr. Herb Lord
Data Review Specialist
Natural Heritage Program
22 South Clinton Avenue
P.O. Box 404
Trenton, NJ 08625

Ms. Emily McBracken
494 Mingle Inn Road
Berwick, PA 18603

Bell Bend Mailing List
cc:

Mr. Douglas C. McLearen, Chief
Division of Archaeology and Protection
Bureau for Historic Preservation
Pennsylvania Historical and
Museum Commission
Common Wealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Mr. Rich Miller
McBride Memorial Library
500 N. Market Street
Berwick, PA 18603

Mr. Malcom S. Plevyak
1446 Salem Boulevard
Berwick, PA 18603

The Honorable James Ransom, Chief
St. Regis Mohawk Tribe
412 State Route 37
Akwesasne, NY 13655

The Honorable Ron Sparkman, Chairman
Shawnee Tribe
29 South 69A Highway
Miami, OK 74354

Mr. Jim Stout, President
Berwick Historical Society
102 East Second Street
Berwick, PA 18603-4827

Mr. Chris Urban
PA Fish and Boat Commission
450 Robinson Lane
Bellefonte, PA 16823

The Honorable Glenna Wallace, Chief
Eastern Shawnee Tribe of Oklahoma
PO Box 350
Seneca, MO 64865

Ms. Karen Walsh
614 N. Front Street
Harrisburg, PA 17101

Mr. Jack Wirbicki
212 Deer Run Drive
Mountaintop, PA 18707

Bell Bend Mailing List

cc:

Email:

djallard@state.pa.us (Dave Allard)
pballaron@srbc.net (Paula Ballaron)
bennettS2@bv.com (Steve A. Bennett)
dbogard@evenlink.com (Deborah Bogard)
bob.brown@ge.com (Robert E. Brown)
mbrownell@srbc.net (Mike Brownell)
bbusher@state.pa.us (Brian Busher)
kcarey960@gmail.com (Kyle Carey)
wilburdennisjr@hotmail.com (Wilbur Dennis, Jr.)
greshaja@westinghouse.com (James Gresham)
chebrink@localnet.com (Rev. Chad A. Hebrink)
jh14ferrari@aol.com (John Heim)
phinnen@entergy.com (Paul Hinnenkamp)
ecology3@gmail.com (Ted Jacobsen)
vincekelly@gmail.com (Vince Kelly)
clombard@pa.metrocast.net (Cynthia Lombard)
terrimeighan@msn.com (James E. Meighan)
kaysm@verizon.net (Catherin Stuccio Mentrinkoski)
pnaugle@srbc.net (Pat Naugle)
executive director@berwickymca.org (Nick Pajovich)
rmpaley@pplweb.com (Robert M. Paley)
kpetock@curtisswright.com (Kelly Petock)
tmpiquet@bloomu.edu (Tina Piquet)
rapollock1@yahoo.com (Ralph Pollock)
TomPopko@hotmail.com (Tom Popko)
ruppert125@aol.com (Greg Ruppert)
eschloyer@yahoo.com (Erin Schloyer)
signs@bellessigns.com (Ryan Search)
rrsgarro@pplweb.com (Rocco R. Sgarro)
dsimpson@bloomu.edu (David Simpson)
nate@nathansnavely.com (Nate Snavely)
dasuper@verizon.net (Dave Superdock)
RKTemple@cpsenergy.com (R.K. Temple)
Dzampogna@srbc.net (Damian M. Zampogna)