

## PMLevyCOLPEm Resource

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**From:** Hambrick, Gordon A SAJ [Gordon.A.Hambrick@usace.army.mil]  
**Sent:** Tuesday, October 25, 2011 2:19 PM  
**To:** Hambrick, Gordon A SAJ; Anne Mullins; Palmer, John C SAJ; Pugh, David W SAJ; Bruner, Douglas; Collins, Jeffrey S SAJ  
**Cc:** Willard Steele  
**Subject:** RE: Progress Energy Florida/Levy Nuclear Plant - Draft Special conditions for Cultural Resources (UNCLASSIFIED)  
**Attachments:** LNP Draft Cultural Resources Special Conditions 09-09-2011.docx

Classification: UNCLASSIFIED  
Caveats: NONE

All:

I was out-of-town from Oct. 5 thru 20th, and my attempts to coordinate the teleconference before I left did not succeed. The Corps continues to request that representatives of the STOF and NRC participate with the Corps in a teleconference to discuss the draft special conditions, as provided and described in previous emails below. I have attached the special conditions to this email, for your convenience.

Please let me know which of the following dates you would be able to participate in a teleconference. For now I suggest the teleconference start at 1000 EDT.

I suggest the following dates: November 1, 3, 4, 7, 9, or 10.

After I receive your responses I will let you know if there is an acceptable date for all of us, and if there is, I will provide call-in information, as well.

Thanks, Don.

Gordon A. (Don) Hambrick, III  
Senior Project Manager  
Panama City Permits Section  
US Army Corps of Engineers  
Jacksonville District  
1002 West 23rd Street, Suite 350  
Panama City, Florida 32401

Office: 850-763-0717, ext. 25  
Fax: 850-872-0231

-----Original Message-----

From: Hambrick, Gordon A SAJ  
Sent: Wednesday, September 28, 2011 11:18 AM  
To: 'Anne Mullins'; Palmer, John C SAJ; Pugh, David W SAJ; Bruner, Douglas  
Cc: Willard Steele  
Subject: RE: Progress Energy Florida/Levy Nuclear Plant - Draft Special conditions for Cultural Resources (UNCLASSIFIED)

Classification: UNCLASSIFIED  
Caveats: NONE

Anne:

FYI, I'm unavailable Oct 5 thru 19.  
I'm available Oct 20, 21, 24 afternoon, 25, 26, 28 morning.  
If possible, please suggest two or three dates to allow some flexibility for  
Doug, John and David to schedule.  
Thanks, Don.

-----Original Message-----

From: Anne Mullins [mailto:AnneMullins@semtribe.com]  
Sent: Wednesday, September 28, 2011 11:03 AM  
To: Hambrick, Gordon A SAJ  
Cc: Willard Steele  
Subject: RE: Progress Energy Florida/Levy Nuclear Plant - Draft Special  
conditions for Cultural Resources (UNCLASSIFIED)

Gordon- Unfortunately, that date will not work. I am trying to come up with  
a better date.

Anne H. Mullins, MCRP  
Compliance Review Supervisor  
Seminole Tribe of Florida  
Tribal Historic Preservation Office  
30290 Josie Billie Highway  
PMB 1004  
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(863) 228-6260 (cell)  
annemullins@semtribe.com

-----Original Message-----

From: Hambrick, Gordon A SAJ [mailto:Gordon.A.Hambrick@usace.army.mil]  
Sent: Monday, September 26, 2011 11:19 AM  
To: Anne Mullins  
Cc: Willard Steele  
Subject: RE: Progress Energy Florida/Levy Nuclear Plant - Draft Special  
conditions for Cultural Resources (UNCLASSIFIED)

Classification: UNCLASSIFIED  
Caveats: NONE

Hi Anne: Oct. 3 works for the Corps and NRC - will it work for you all?  
Don

-----Original Message-----

From: Hambrick, Gordon A SAJ  
Sent: Monday, September 19, 2011 9:34 AM  
To: 'Anne Mullins'  
Cc: Willard Steele; Palmer, John C SAJ; Pugh, David W SAJ; 'Bruner, Douglas'

Subject: RE: Progress Energy Florida/Levy Nuclear Plant - Draft Special conditions for Cultural Resources (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

All: I have had a conflict arise on October 5. So how does Oct. 3 work for all?

Thanks, Don

Gordon A. (Don) Hambrick, III  
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-----Original Message-----

From: Anne Mullins [mailto:AnneMullins@semtribe.com]

Sent: Friday, September 16, 2011 3:30 PM

To: Hambrick, Gordon A SAJ

Cc: Willard Steele; Palmer, John C SAJ; Pugh, David W SAJ

Subject: RE: Progress Energy Florida/Levy Nuclear Plant - Draft Special conditions for Cultural Resources (UNCLASSIFIED)

Gordon- I would say September dates are out. I will check on Oct. 3rd and 5th as possible dates.

Anne H. Mullins, MCRP  
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-----Original Message-----

From: Hambrick, Gordon A SAJ [mailto:Gordon.A.Hambrick@usace.army.mil]

Sent: Friday, September 16, 2011 3:05 PM

To: Willard Steele; Anne Mullins; Elliott York; Bruner, Douglas

Cc: Palmer, John C SAJ; Pugh, David W SAJ

Subject: RE: Progress Energy Florida/Levy Nuclear Plant - Draft Special conditions for Cultural Resources (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

All: The dates I suggested do not work for all, so new dates.

September 26, 30.

October 3, 5

Please advise as to availability on these dates.

Thank, Don.

-----Original Message-----

From: Hambrick, Gordon A SAJ

Sent: Friday, September 16, 2011 1:53 PM

To: 'wsteel@semtribe.com'; 'Anne Mullins'; 'wsteel@semtribe.com'; 'Elliott York'; 'Bruner, Douglas'

Cc: Palmer, John C SAJ; Pugh, David W SAJ

Subject: Progress Energy Florida/Levy Nuclear Plant - Draft Special conditions for Cultural Resources (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

To:

Mr. Willard Steele, Mr. Elliott York and Ms. Anne Mullins - Seminole Tribe of Florida (STOF) Mr. Doug Bruner - U.S. Nuclear Regulatory Commission (NRC)

Please find attached a copy of the Corps's draft Cultural Resources special conditions, which were written as an outcome of our August 17 teleconference in regard to coordination with the STOF of information and reviews of cultural resources associated with the proposed Levy Nuclear Plant project. As was discussed on August 17 the Corps is providing the draft special conditions to the STOF for review.

The Corps requests that representatives of the STOF and NRC participate with the Corps in a teleconference to discuss the draft special conditions.

The Corps suggests the following as possible dates for such a teleconference: September 21, September 28, or October 4. The Corps suggests that the teleconference begin at 1000 EDT. The Corps will set up the teleconference and provide call-in information.

Please let me know which dates you can participate in a teleconference at the suggested time. If none of the dates or times work for you, please provide to me a couple of alternate dates or times, and I'll coordinate with the group.

Thanks, Don.

Gordon A. (Don) Hambrick, III  
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Caveats: NONE

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Caveats: NONE

**Hearing Identifier:** Levy\_County\_COL\_Public  
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Cultural Resources (UNCLASSIFIED)  
**Sent Date:** 10/25/2011 2:18:37 PM  
**Received Date:** 10/25/2011 2:18:46 PM  
**From:** Hambrick, Gordon A SAJ

**Created By:** Gordon.A.Hambrick@usace.army.mil

**Recipients:**

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Tracking Status: None  
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**Post Office:** SAJ-ML4JAX.saj.ds.usace.army.mil

Files	Size	Date & Time	
MESSAGE	7119	10/25/2011 2:18:46 PM	
LNP Draft Cultural Resources Special Conditions 09-09-2011.docx			14630

**Options**

**Priority:** Standard  
**Return Notification:** No  
**Reply Requested:** No  
**Sensitivity:** Normal  
**Expiration Date:**  
**Recipients Received:**

**Progress Energy Florida - Levy Nuclear Plant  
(SAJ-2008-00490)**

**Special Condition xx: Cultural Resources/Historic Properties:**

a. No structure or work shall adversely affect or disturb properties listed in the National Register of Historic Places or those eligible for inclusion in the National Register.

b. *Cultural Resources Work Plan for the Proposed Levy Nuclear Plant Project, Levy, Citrus, Marion, Hernando, Sumter, Polk, Hillsborough, and Pinellas Counties, Florida (April 2011)*, Southeastern Archaeological Research, Inc (*Work Plan*) (Attachment #).

1. Prior to the start of any construction work or ground disturbing activities associated with any of the individual project components, as listed and identified in Table 1 of the *Work Plan*, the permittee shall implement the *Work Plan* to conduct a Phase I Cultural Resource Survey to identify any unknown archaeological sites and historical properties within the individual project component. The individual project components, as identified and listed in Table 1, include the transmission lines, the blowdown pipeline, site access/wetland mitigation parcels, and training site parcel.

2. The permittee shall provide the results of the Phase I Cultural Resource Surveys to the State Historic Preservation Officer (SHPO), the U.S. Army Corps of Engineers (Corps) Regulatory Project Manager, Native American Coordinator, and Archeologist.

3. No construction work or ground disturbing activities associated with any one of the individual project components, as listed and identified in Table 1 of the *Work Plan*, may proceed until a written release is issued to the permittee by the Corps that the requirements of Section 106 of the National Historic Preservation Act have been fulfilled for the individual project component for which the permittee seeks to commence any construction work or ground disturbing activities.

c. If, during the initial ground disturbing activities and construction work, there are archaeological/cultural materials unearthed (which shall include, but not be limited to: pottery, modified shell, flora, fauna, human remains, ceramics, stone tools or metal implements, dugout canoes or any other physical remains that could be associated with Native American cultures or early colonial or American settlement), the permittee shall immediately stop all work in the vicinity and notify SHPO at 850-245-6333 and the Corps Regulatory Project Manager to assess the significance of the discovery and devise appropriate actions, including salvage operations. Based, on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend or revoke the permit in accordance with 33 CFR Part 325.7.

d. In the event that human remains are identified, they will be treated in accordance with Section 872.05, Florida Statutes; all work in the vicinity shall immediately cease and the local law authority, the SHPO and the Corps Regulatory Project Manager shall immediately be notified. Such activity shall not resume unless specifically authorized by the SHPO and the Corps.