


United States Nuclear Regulatory Commission Official Hearing Exhibit	
In the Matter of:	Entergy Nuclear Operations, Inc. (Indian Point Nuclear Generating Units 2 and 3)
	ASLBP #: 07-858-03-LR-BD01
	Docket #: 05000247 05000286
	Exhibit #: NYS000091-00-BD01
	Admitted: 10/15/2012
	Rejected:
Other:	Identified: 10/15/2012
	Withdrawn:
	Stricken:

NYS000091
Submitted: December 14, 2011

**ASTORIA REPOWERING PROJECT
PROGRESS REPORT TO STAKEHOLDERS AND INTERESTED PARTIES
JULY 2010**

Astoria Gas Turbine Power LLC (“AGTP”), a subsidiary of NRG Energy Inc., is seeking to repower in two phases its existing electric generating station located in Astoria, Queens County, New York (“Astoria Repowering Project” or “Project”). The Project will entirely replace the current 600 megawatt (“MW”) facility composed of thirty-one 40-year old simple cycle peaking units with four (4) cleaner, more efficient, state-of-the-art 260 MW rapid response combined cycle units for a total of 1,040 MW, with no significant net air emission increases (most air pollutant emissions will decrease substantially).

A Draft Environmental Impact Statement (“DEIS”) was submitted in February 2010 (revised draft from February 2009) to the New York State Department of Environmental Conservation (“NYSDEC”) to support the environmental permitting process for the proposed Project. A Notice of Complete Application and Legislative Hearing (including notice of the availability of the DEIS and draft permits) was published in the Environmental Notice Bulletin on April 21, 2010. Notice was also placed in the *New York Daily News* and the *New York Post* (Queens editions) on April 23, 2010. Two public hearings were held on May 20, 2010, to accept comments on the Project. The 60-day public comment period was closed on June 21, 2010.

In accordance with 6 NYCRR Part 621.9(e), NYSDEC prepared a Responsiveness Summary, a copy of which is attached, to discuss and respond to relevant comments on the DEIS or the draft permits received at the public hearings and during the comment period.

In accordance with 6 NYCRR Part 201-6.4, on July 29, 2010, NYSDEC also submitted the draft permits to the U.S. Environmental Protection Agency (“EPA”) for a mandatory 45-day review period during which EPA may object to provisions in the draft permits. If there is no objection, NYSDEC may issue the permits after the 45-day period expires. In addition, any person may petition EPA within 60 days after the expiration of the 45-day review period to make such objection. Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period, unless the petitioner demonstrates that it was impractical to raise such objections within such period, or unless the grounds for such objections arose after such period.

In addition to the proceedings before NYSDEC, AGTP’s submitted a Petition for a Certificate of Public Convenience and Necessity Pursuant to Section 68 of the Public Service Law for Its Astoria Repowering Project, an Order Approving Financing Thereof Pursuant to Section 69 of the Public Service Law, an Order Approving a Lightened Regulatory Regime, and an Order for Expedited Proceeding (“Petition”), to the New York State Public Service Commission (“Commission”) on April 23, 2010. Copies of the filing before the Commission were sent to all stakeholders and a notice of the filing was published in the *Daily News* on April 30, 2010. The notice provided a 10-day comment period, until May 10, 2010, in which the public could comment on AGTP’s Motion for Expedited Hearing (part of the Petition). An expedited hearing in this context means that the Commission may decide whether or not to approve the Petition without oral testimony. No comments were received by the Commission.

All public documents relating to the Astoria Repowering Project are available at the following document repositories and on the Project and DEC websites:

Queens Community Board 1
36-01 35th Avenue
Astoria, NY 11106
718.786.3335

Queens Public Library: Steinway Branch
21-45 31st Street
Long Island City, NY 11105
718.728.1965

Queens Public Library: Astoria Branch
14-01 Astoria Boulevard
Long Island City, NY 11102
718.278.2220

New York State Department of Environmental Conservation
Division of Environmental Permits, Region 2
47-40 21st Street
Long Island City, NY 11101
718.482.4997

<http://www.nrgenergy.com/news-center/astoria/documents.htm>

<http://www.dec.ny.gov/permits/54633.html>