

2195

**General Information****Assigned Office:** Region I**OEDO Due Date:** 04/16/2013**Other Assignees:****SECY Due Date:** 04/16/2013**Date Response****Requested by Originator:****Other Parties:****Subject:** Request for Public Briefing by the Nuclear Regulatory Commission from the Board of Selectmen of the Town of Plymouth Regarding the Entergy Pilgrim Nuclear Power Plant**Description:****CC Routing:** NMSS, NRR**ADAMS Accession Numbers - Incoming:****Response / Package:****Other Information****Cross Reference No:** LTR-13-0227**SRM\Other:** No**Process Information****Action Type:** Letter**OEDO Concurrence:** No**Signature Level:** Region I**OCM Concurrence:** No**Special Instructions:****OCA Concurrence:** No

Coordinate with NRR and NMSS, as appropriate. Sent to DPC for Immediate Release per SECY.

**Document Information****Originator Name:** Melissa G. Arrighi**Date of Incoming:** 03/15/2013**Originator Org:** Town of Plymouth,  
Massachusetts**Document Received by OEDO Date:** 03/19/2013**Addressee:** Chairman Macfarlane**Incoming Task:** Letter**OEDO POC:** John Cassidy

OFFICE OF THE SECRETARY  
CORRESPONDENCE CONTROL TICKET

Date Printed: Mar 18, 2013 17:12

PAPER NUMBER: LTR-13-0227

LOGGING DATE: 03/18/2013

ACTION OFFICE: EDO

AUTHOR: Melissa Arrighi (Town of Plymouth)

AFFILIATION: MA

ADDRESSEE: CHRM Allison Macfarlane

SUBJECT: Request for Public Briefing by the NRC from Board of Selectmen of the Town of Plymouth re:  
Pilgrim Nuclear Plant

ACTION: Direct Reply

DISTRIBUTION: RF, SECY to Ack.

LETTER DATE: 03/15/2013

ACKNOWLEDGED Yes

SPECIAL HANDLING: Lead office to publicly release 24 hours after SECY's assignment, via SECY/EDO/DPC.

NOTES:

FILE LOCATION: ADAMS

DATE DUE: 04/16/2013

DATE SIGNED:



# TOWN OF PLYMOUTH

11 Lincoln Street  
Plymouth, Massachusetts 02360

FAX: (508) 830-4140

Board of Selectmen  
Town Manager  
(508) 747-1620 ext. 100

Human Resources  
(508) 747-1620 ext. 101

March 15, 2013

Allison M. Macfarlane, Chairman  
U.S. Nuclear Regulatory Commission  
11545 Rockville Pike  
Rockville, MD 20852

Re: Request for Public Briefing by the Nuclear Regulatory Commission ("NRC")  
from Board of Selectmen of the Town of Plymouth

Dear Chairman Macfarlane:

The Town of Plymouth, Massachusetts, is the host community for the Entergy Pilgrim Nuclear Plant. Entergy submitted a building application for a retaining wall at the Pilgrim Plant that was related to a plan to build an Interim Spent Fuel Storage Installation ("ISFSI"). That requested wall permit was granted by the Building Department on January 2, 2013. Additionally, Entergy submitted a zoning permit application to build a concrete pad and modular storage units also related to the ISFSI, and that application is still pending.

In light of these requests, and public interest in the ISFSI, the Board of Selectmen of the Town of Plymouth requests a public briefing by the NRC on the ISFSI process, the nature of an NRC review of the installation of an ISFSI, the role of state and local authorities in the approval process, the continuing oversight of the NRC of the ISFSI, and the relationship of the "waste confidence" rule on the development of dry cask storage at existing reactor sites.

The Town is concerned about the potential hazards of ISFSIs presented during an unusual event or accident (e.g., earthquakes, floods, etc.) and requests that information on that topic be discussed fully. Information on the nature of safety reviews, general and site specific structural considerations, thermal, shielding, criticality, confinement of the nuclear materials used, and quality assurance should also be provided to the public. For example, does the NRC explicitly oversee and review all aspects of the planning for, design of, compliance with regulations affecting dry cask storage development projects at licensed nuclear operating facilities?

A discussion of the specific obligations of Entergy to report to and communicate with the NRC and local and state authorities regarding the plans, progress, problems and other aspects of the Entergy ISFSI project should be included in the public briefing of the Select Board. Information regarding the dry cask storage projects approved by the NRC and now in place, the problems associated with dry cask storage, as well as the impact of post-Fukushima steps



Allison M. Macfarlane  
Chairman

implemented and under consideration by the NRC that affect the dry cask storage ISFSI program would be vital to a full understanding of the entire ISFSI program and the effect Entergy's ISFSI development at Pilgrim may have on the public.

Please explain if the dry cask storage process has been approved previously for Entergy at the Pilgrim facility. If so, when and pursuant to what type of review? Was the approval granted pre-Fukushima incidents? How does the Town of Plymouth know that Entergy's casks and other elements of the ISFSI project are safe and appropriate for the Pilgrim site now and in the future? What happens if Entergy's ISFSI installation is faulty? In the event of plant mothballing or closure, is Entergy authorized to continue to implement the ISFSI project at Pilgrim?

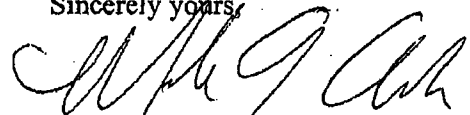
Is the "nuclear decommissioning fund" used to develop the ISFSI project? Is an Environmental Impact Statement ("EIS") required before construction begins at a particular site? If not, why not?

Please provide information on ISFSI projects that have been implemented at other sites: Are they safe? Have any problems, environmental, safety or otherwise, been reported to the NRC? What are the problems?

Thank you for considering the Town of Plymouth's request for a complete and open briefing on the ISFSI licensing and oversight process. We request an opportunity to ask questions of the NRC. Finally, because of actions taking place at the Entergy facility and the apparent construction schedule, we request that the briefing meeting be scheduled as quickly as possible.

The Town of Plymouth looks forward to your response.

Sincerely yours,



Melissa G. Arrighi, Town Manager

ccs: NRC Commissioners  
NRC Secretary  
NRC Regional Director  
NRC Public Affairs – Neil Sheehan  
Kurt N. Schwartz, Director, MEMA  
Kenneth L. Kimmell, Commissioner, Mass. Department of Environmental Protection  
John A. Dent, Jr., General Manager Plant Operations, Entergy  
Robert G. Smith, Site Vice President, Entergy  
Sheila Slocum Hollis, Duane Morris

**Remsburg, Kristy**

---

**From:** Mitchell, Matilda [MMitchell@duanemorris.com]  
**Sent:** Friday, March 15, 2013 4:29 PM  
**To:** CMRAPOSTOLAKIS Resource; CMRMAGWOOD Resource; CMROSTENDORFF Resource; CMRSVINICKI Resource; opai.resource@nrc.gov; secy@nrc.gov; Dean, Bill; NRCExecSec Resource  
**Cc:** Hollis, Sheila Slocum; MArrighi@townhall.plymouth.ma.us  
**Subject:** FW: Letter from Town of Plymouth to NRC regarding Request for Public Briefing by the NRC from Board of Selectmen of the Town of Plymouth  
**Attachments:** 20130315153254040.pdf

On behalf of Ms. Sheila Hollis, I have attached a letter from the Town of Plymouth regarding the above-referenced matter. If you have any questions or wish to discuss this letter with Ms. Hollis, please do not hesitate to contact her directly at 202-776-7810. Thank you for your consideration.

Matilda Mitchell  
Legal Assistant to Sheila S. Hollis  
Duane Morris LLP

For more information about Duane Morris, please visit <http://www.DuaneMorris.com>

*Confidentiality Notice: This electronic mail transmission is privileged and confidential and is intended only for the review of the party to whom it is addressed. If you have received this transmission in error, please immediately return it to the sender. Unintended transmission shall not constitute waiver of the attorney-client or any other privilege.*