



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

December 22, 2015

Mr. David A. Stilwell
Field Supervisor
U.S. Fish and Wildlife Service
New York Field Office
3817 Luker Road
Cortland, NY 13045

SUBJECT: AVAILABILITY OF THE DRAFT SUPPLEMENT TO THE FINAL
SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT FOR LICENSE
RENEWAL OF INDIAN POINT NUCLEAR GENERATING UNIT NOS. 2 AND 3

Dear Mr. Stilwell:

The U.S. Nuclear Regulatory Commission (NRC; the staff) has prepared the enclosed draft supplement to the final plant-specific Supplement 38 to NUREG-1437, "Generic Environmental Impact Statement for License Renewal of Nuclear Plants" (SEIS), regarding the license renewal of Indian Point Nuclear Generating Unit Nos. 2 and 3 (IP2 and IP3) in accordance with the National Environmental Policy Act of 1969, as amended (NEPA). With this letter, I am forwarding you a copy of the draft supplement for your review.

The NRC staff published its final supplemental environmental impact statement (FSEIS) for IP2 and IP3 in December 2010. Subsequent to publishing the FSEIS, the NRC staff identified information that necessitated changes to its assessments in the FSEIS related to entrainment and impingement of aquatic organisms and thermal effects. The staff prepared a supplement to the FSEIS, which was issued as final in June 2013.

In September 2014, the NRC issued a *Federal Register* notice stating its intent to prepare a second supplement to the FSEIS to evaluate new information identified subsequent to the publication of the June 2013 supplement, including new aquatic impact data, refined cost estimates associated with the licensee's severe accident mitigation alternatives analysis, and other matters. This draft supplement, published as Volume 5 of the FSEIS, documents the NRC staff's evaluation of the new information. The draft supplement also discusses the NRC's consultation with your office of the U.S. Fish and Wildlife Service (FWS) regarding the northern long-eared bat (*Myotis septentrionalis*) and the Indiana bat (*M. sodalis*). The NRC requested concurrence with its determination that IP2 and IP3 license renewal is not likely to adversely affect the two species in a letter dated July 1, 2015, and you provided your concurrence with this determination in a letter dated July 14, 2015. In preparing the draft supplement, the NRC staff did not identify any new information that would necessitate further consultation with the FWS under section 7 of the Endangered Species Act of 1973, as amended.

D. Stilwell

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With this letter, I am requesting your comments on this draft supplement pursuant to NEPA. Please note that the period for public comments on the draft supplement expires on March 4, 2015. If you have any questions regarding this letter, please contact Ms. Briana Grange, Biologist, of my staff at 301-415-1042 or by e-mail at briana.grange@nrc.gov.

Sincerely,

/RA/

David J. Wrona, Chief
Environmental Review
and Guidance Update Branch
Division of License Renewal
Office of Nuclear Reactor Regulation

Docket Nos. 50-247 and 50-286

Enclosure:
As stated

cc w/encl: Listserv

D. Stilwell

- 2 -

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ADAMS Accession Nos.: ML15328A356 (package), ML15328A354 (letter)
Enclosure: ML15351A422 (second draft FSEIS supplement) *concurring via email

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NAME	lBetts	BGrange	JDanna	DWrona
DATE	12/7/15	12/7/15	12/7/15	12/22/15

OFFICIAL RECORD COPY

Letter to D. Stilwell from D. Wrona, dated: December 22, 2015

SUBJECT: Availability of the draft supplement to the final supplemental environmental impact statement for license renewal of Indian Point Nuclear Generating unit Nos. 2 and 3

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