

DEC 15 1978

Docket No. 50-220.

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Ms. Suzanne Weber, et al
 Ecology Action of Oswego
 Box 94
 Oswego, New York 13126

Dear Ms. Weber

We have received your letter of October 31, 1978 regarding Niagara Mohawk Power Corporation's proposal to install a Newport News Industrial Corporation low level waste incinerator/calciner at the Nine Mile Point Unit 1 Nuclear Plant. You indicated concern that we plan not to require an Environmental Impact Statement (EIS), and not to give a Federal Register Notice which provides the opportunity for public intervention.

The NRC staff is now reviewing Niagara Mohawk's submittal of September 1, 1978. This includes a review of safety aspects and an appraisal of environmental impacts. Upon completion of this appraisal, a decision will be made, in accordance with 10 CFR 51.5 and 40 CFR 1500.6 on whether an Environmental Impact Statement (EIS) should be issued. Should an EIS not be issued, a Negative Declaration accompanied by an Environmental Impact Appraisal will be issued with our Safety Evaluation on this matter. These decisions as well as the decision regarding opportunity for public hearings will be made public at such time as they are made.

I trust this is responsive to your concerns.

Sincerely,

Original signed by V. Stello

Victor Stello Director
 Division of Operating Reactors
 Office of Nuclear Reactor Regulation

Handwritten: H&O-2
 MS 11/17/78
 [Signature]

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