

WAYS AND MEANS COMMITTEE

SUBCOMMITTEES:
PUBLIC ASSISTANCE
OVERSIGHT

Congress of the United States
House of Representatives
Washington, D.C. 20515

DISTRICT OFFICES:
ROOM 106, FEDERAL BUILDING
FORT MYERS, FLORIDA 33901
813-334-4424
700 VIRGINIA AVENUE
FORT PIERCE, FLORIDA 33450
305-465-3710

January 15, 1976

Mr. Carleton Kammerer, Director
Office of Congressional Liaison
Nuclear Regulatory Commission
Washington, D. C. 20555

Dear Mr. Kammerer:

I would be interested in learning the answers to several questions which have arisen as a result of the enclosed correspondence.

Does the Nuclear Regulatory Commission have any record of correspondence from the Fort Pierce Utilities Authority regarding the license application of the St. Lucie II (Hutchinson Island) project? Did the Nuclear Regulatory Commission notify the Fort Pierce Utilities Authority of the possibility it might participate in this project if it expressed such an interest? Is there any statutory requirement that a certain percentage of the "pie" be offered to adjoining smaller systems?

And, finally, does the Fort Pierce Utilities Authority have any legal recourse at this time if it wasn't properly notified of the possibility it might participate in this project?

Your cooperation in helping me determine the answers to these questions would be appreciated.

With best wishes and warm personal regards, I remain

Sincerely,

Skip Bafalis

L. A. "Skip" Bafalis
Member of Congress

LAB:jaw
Enclosures

Rec'd Off. Dir.
Date 1/22/76
Time 8:15

December 9, 1975

Mr. Tracy Danese
Florida Power and Light Company
P.O. Box 013100
Miami, Florida 33101

Dear Mr. Danese:

I was surprised when I received your letter in reply to my letter requesting a meeting to discuss the possibility of the Fort Pierce Utilities Authority acquiring a portion of either the No. 1 or No. 2 nuclear plants.

The people in this area, the Utilities Authority, City Commission and County Commission have cooperated in every way with Florida Power and Light in a number of ventures in the past. It is, of course, incumbent upon me to inform the Fort Pierce Utilities Authority why representatives of Florida Power and Light could not meet with me to discuss this matter in detail, why we were not informed of the fact that we might have participated earlier and for what particular reason participation cannot now be considered.

In order to make a complete report will you please let me know the names of the towns and coops who are participating and those who were invited, but decided against participation.

Your cooperation in providing this information will be appreciated.

Sincerely yours,

Walter Baldwin
Director of Utilities

WB:kh

cc: Utilities Authority Attorney
Members, Fort Pierce Utilities
Authority
County Administrator

December 2, 1975

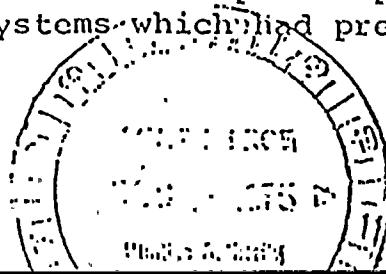
Mr. Walter Baldwin
Director of Utilities
Fort Pierce Utilities Authority
Fort Pierce, Florida 33450

Dear Mr. Baldwin:

This responds to your letter of October 24, 1975, to Mr. W. E. Coe, regarding the possibility of participation by the Fort Pierce Utilities Authority in Unit 1 or Unit 2 of FPL's St. Lucie nuclear plant, located on Hutchinson Island, Florida.

FPL is well along in the development of the St. Lucie project. Construction of Unit 1 is virtually completed, and we should be able to place Unit 1 in commercial operation early in 1976. Planning for Unit 2 began several years ago, and we filed our application with the Atomic Energy Commission early in 1973. Extensive proceedings have been held before the Commission, leading to issuance of a favorable partial initial decision earlier this year. We are hopeful of receiving a construction permit for Unit 2 within a very few months, and we are also well along in our effort to obtain approval of the plant site from the State of Florida.

Unit 1 of the St. Lucie project is owned solely by FPL. In connection with the antitrust review of our application (to the AEC) for Unit 2 we agreed to offer participation to two particular cities and seven REA cooperatives, each of which had expressed interest in participation as early as 1973. However, as I am sure you realize, effective planning of our system requires that we resolve at an early stage in the development of a project any question of participation by other systems. Accordingly, we took the position at the time of our agreement with the AEC that participation would be offered only to those systems which had previously expressed an interest.



Continued...

Mr. Walter Baldwin

December 2, 1975

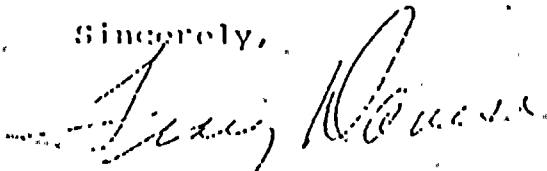
Page Two

We believe that we must be consistent in following the policy with respect to the St. Lucie plant. If we were to expand our offer of participation at this time it would be difficult, and unfair, to offer participation to some systems but not to others. And a general offer at this late date would introduce substantial uncertainties into our own system planning.

We appreciate your expression of interest, and I hope that this letter has adequately set forth our reasons for preferring not to embark upon any new or expanded participation arrangements for either of the St. Lucie units at this late stage in the development of that project.

With best regards.

Sincerely,



Tracy Danese

Vice President Public Affairs

TD:mh

October 24, 1975

Mr. W. E. Coe
Florida Power and Light Company
P.O. Box 013100
Miami, Florida 33101

Dear Mr. Coe:

The Fort Pierce Utilities Authority at its regular meeting of October 21, 1975, instructed me to communicate with Florida Power and Light asking representatives of Florida Power and Light to discuss with us the possibility, pro and con, of the Utilities Authority participating in the nuclear plant proposed to be constructed adjacent to the existing plant on Hutchinson Island or possibly to acquire title to a portion of the existing plant.

Please let me know when it would be convenient for you to meet with us and where the most desirable meeting place would be.

Very truly yours,

Walter Baldwin
Director of Utilities

WB:kh
cc: R. N. Skinner
Charles R. P. Brown
Ewell E. Menge