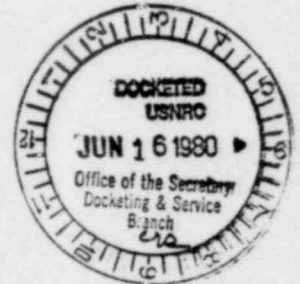


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June 16, 1980



NRC
1717 H Street, N.W.
Washington, D.C.

Gentlemen:

We are submitting under this cover a copy of a report prepared by the Institute for Energy and Environmental Research of Heidelberg, FRG, under the auspices of Bernd Franke. The summary of this report was submitted to Commissioner Ahearne during the public meeting held on June 5, 1980 by the NRC concerning venting of radioactive particulates and gases from the TMI Unit 2 reactor containment building. The report contains material that shows the proposed venting procedures to create significant hazards considerations that would be appropriately subject to the fact finding procedures of a public hearing.

We note with concern that your Order for Temporary Modification of License docketed on June 12, 1980 does not contemplate compliance with 10 CFR 2.105 as would normally be required where an amendment raises significant hazards considerations. While the question of whether or not the action proposed by the NRC will in fact present a significant hazard is still subject to debate, we firmly believe that the enclosed study by internationally recognized expert on the effects of radiation clearly shows beyond any doubt that there are significant considerations of hazard to the public health that deserve a full hearing before they may be adequately resolved.

We also note that the NRC in its Order of June 12, 1980 purported to rely upon 10 CFR 2.204 for the apparent authority to make its order immediately effective. While we have serious reservations whether this provision applies to others than the licensee it is clear that immediate effectiveness of the Order would depend upon a finding that the public health, safety and interest so requires. Not only has such a finding not been made by the NRC but we contend that the Heidelberg study makes abundantly clear that the public interest lies in according this issue of intentional release of radioactive materials into the atmosphere the full scale public hearing which its possibly profound consequences deserve.

We would appreciate your response to the issues we have raised in regard to the significant new light which the Heidelberg study casts on this issue.

CHRISTIC INSTITUTE

Robert Hager
Robert Hager

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