

Oct 21 1971

Docket Nos. 50-329 ✓
50-330

THIS DOCUMENT CONTAINS
POOR QUALITY PAGES

Honorable Guy Vander Jagt
House of Representatives

Dear Mr. Vander Jagt:

This is in reply to your letter dated October 13, 1971, concerning the AEC construction permit proceeding for the proposed Midland nuclear power plant.

The current status of the Midland proceeding is described in the enclosed copy of a letter dated September 22, 1971, from AEC regulatory staff counsel to Mrs. Mary Sinclair of Midland, Michigan. (As you may be aware, the text of this letter was printed in the September 28 edition of the Midland Daily News as an appendix to a letter to the editor by Mrs. Sinclair.) The letter to Mrs. Sinclair identifies the issue of emergency core cooling system effectiveness and questions arising under the National Environmental Policy Act of 1969 (NEPA) as the principal pending matters in the Midland proceeding.

As additional background on the matter of emergency core cooling system effectiveness, we are enclosing copies of the Commission's interim acceptance criteria for emergency core cooling systems and the AEC press release announcing the adoption of these criteria.

With respect to matters arising under NEPA, we are enclosing copies of the following for your ready reference: (1) the Calvert Cliffs decision; (2) the Commission's rules implementing NEPA and taking into account the Calvert Cliffs decision, Appendix D to 10 CFR Part 50; and (3) the Commission's press release announcing the adoption of the rules referred to in item (2).

We would also call your attention to the "Schedule of Further Proceedings" set forth in Part 1 of the presiding Atomic Safety and Licensing Board's order of August 26, 1971, a copy of which is enclosed. It should be noted that intervenors opposing the issuance of construction permits have objected to, and are seeking reconsideration of, several elements of this schedule.

In addition, we are enclosing a chronology of significant events relating to the Midland proceeding.

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We cannot usefully speculate as to the date on which hearings may resume in this proceeding; however, please be assured that the AEC regulatory staff intends to proceed as expeditiously as possible with its reevaluation of emergency core cooling system effectiveness and the preparation of draft and final detailed environmental statements for the proposed Midland plant.

Sincerely,

Director of Regulation

Enclosures:

1. Ltr to Mrs. Mary Sinclair
fm regulatory staff dtd 9/22/71
2. Commission's interim acceptance
criteria for EPCS
3. AEC Press Release re enclosure 2.
4. Calvert Cliffs decision
5. Appendix D to 10 CFR Part 50
6. Press Release re adoption of
rules in Appendix D
7. Atomic Safety and Licensing
Board order dtd 8/26/71
8. Chronology

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10/21

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(Director's Office)

Mr. Price : SIGNATURE

Dr. Beck : ~~CK. [unclear]~~

Dr. Mann : _____

Mr. Henderson : ^{ul}_{ck} Concurrence

Is notification the
 JCAE recommended? no
[Signature]

Concurrences received from:

- Compliance _____ ()
- Materials Licensing _____ ()
- Nuclear Materials Safeguards _____ ()
- Radiological & Environmental Protection _____ ()
- Reactor Licensing _____ ()
- Reactor Standards _____ ()
- State & Licensee Relations _____ ()
- Office of General Counsel _____ ()
- Others _____ ()

Remarks:

Ltr to Rep. Vander Jagt replying to ltr of Oct. 13, 1971, concerning the AEC construction permit proceeding for the proposed Midland nuclear power plant

P/ KB / P/ HLP 10/21/71

Date 10/20/71

Originator Shapar

DL-3812

FROM **Rep. Guy Vander Jagt (Mich.)**

CONTROL NUMBER **3812**

FILE LOCATION

DATE OF DOCUMENT **10/13/71**

ACTION COMPLETION DEADLINE **10/21/71**

TO **OCR**

ACTION PROCESSING DATES
Acknowledged _____
Interim Report _____
Final **10/11/71**

PREPARE FOR SIGNATURE OF:

Chairman
 Director of Regulation

DESCRIPTION **Ltr** Original Copy Other **1-10KB**

Requests to be informed of status of the application for the Midland plant

REMARKS

29018

REFERRED TO	DATE	IS NOTIFICATION TO THE JCAE RECOMMENDED?
Henderson (Rice) f/action	10/19/71	_____

Cyc:
**Morris
Shapar
Yore, ASLEP
FDR (50-329)
(50-330)**



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DIRECTOR OF REGULATION
COMMUNICATIONS CONTROL

Form HQ-32 (6-70)
USA EC

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DESCRIPTION: <input type="checkbox"/> Original <input type="checkbox"/> Copy <input type="checkbox"/> Other IN THE APPLICATION FOR A NEW, THERMAL INSULATION FROM PLANT TO BE LOCATED AT WISCONSIN, WISCONSIN. THESE TO REQUIRE REVIEW BY THE COMMISSION		PREPARE FOR SIGNATURE OF: <input type="checkbox"/> CHAIRMAN <input type="checkbox"/> DIV. / OFFICE DIRECTOR <input type="checkbox"/> GENERAL MANAGER <input checked="" type="checkbox"/> MR. CHIEF ENGR. <input type="checkbox"/> ASST. GENERAL MANAGER		
ENCLOSURES		REMARKS:		
REFERRED TO	DATE	RECEIVED BY	DATE	
MR. CHIEF ENGR.	10/20			
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FORM HQ-284
(4-68)