

Dated: September 19, 1983

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
before the
ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of)

PUBLIC SERVICE COMPANY OF NEW)
HAMPSHIRE, et al.)

(Seabrook Station, Units 1 & 2))

Docket Nos. 50-443
50-444

APPLICANTS' RESPONSE TO THE
CONTENTIONS OF THE TOWN OF HAMPTON FALLS
RELATIVE TO EMERGENCY PLANNING FOR
THE STATE OF N.H.

Under date of September 6, 1983 the Town of Hampton Falls has submitted the following contention with respect to the State of New Hampshire's Emergency Plan:

"The planning for the EPZ by the State of N.H. is inadequate and would not protect the public health and safety because there is no plan for the Town of Hampton Falls, N.H."

The stated basis for this contention is that "there is no plan for the Town of Hampton Falls". No regulation is cited as a basis for the contention.

It is not clear what the legal basis for this contention is. If it is the contention of the town that there is an

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absolute requirement under the regulations that each individual town have an energy plan denominated as the town's and acceptable to it, that simply is not the law. Long Island Lighting Co. (Shoreham Nuclear Power Station, Unit 1), CLI-83-13, 17 NRC ____, 2 CCH Nuclear Reg. Rep. ¶ 30,786 (May 12, 1983).

If the contention is that the state plan will not work without Hampton Falls input, there has been no adequate basis stated for such a contention. There is no reason why the state plan cannot be adjusted to account for the lack of a plan from Hampton Falls. In short, given the lack of detail at present, the contention as stated should be denied.

Respectfully submitted,



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CERTIFICATE OF SERVICE

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