

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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DOCKET NUMBER 50-322-06  
PROD. & UTIL. FAC. ....

Hon. Nunzio J. Palladino, Chairman  
Nuclear Regulatory Commission  
Washington, D. C. 20555

Dear Mr. Palladino:

This is to advise that at a regular meeting of the Suffolk County Legislature held on November 27, 1984, the following motion on the Sense of the Legislature was taken and approved by a majority of its members:

Sense of the Legislature reiterating Suffolk County's opposition of Lilco's Shoreham Nuclear Power Plant.

As Clerk of the Legislature, I have been requested to forward notification of this action to your office.

Very truly yours,

*William H. Rogers*  
William H. Rogers  
Clerk

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PDR COMMS NRCC  
CORRESPONDENCE PDR

DS03

SENSE OF THE LEGISLATURE RESOLUTION REITERATING  
SUFFOLK COUNTY'S OPPOSITION TO LILCO'S SHOREHAM  
NUCLEAR POWER PLANT

WHEREAS, the Nuclear Regulatory Commission is considering Lilco's request to operate the Shoreham Nuclear Power Plant at lower power levels up to 5%; and

WHEREAS, Suffolk County has determined in Resolution 111-1983 that in recognition of the impossibility of evacuating or otherwise protecting the health, welfare, and safety of the citizens of Suffolk County in the event of a serious nuclear accident at the Shoreham plant, the County will not adopt or implement a radiological emergency plan for Shoreham; and

WHEREAS, the Governor acting on behalf of the State of New York has determined not to impose a radiological emergency plan on Suffolk County or otherwise to act in a manner inconsistent with the determination of Suffolk County; and

WHEREAS, Suffolk County and New York State has asserted to the Nuclear Regulatory Commission in the pending licensing proceedings that both governments oppose the licensing of Shoreham, including operation of Shoreham at low power; and

WHEREAS, the low power operation of Shoreham would contaminate the plant while there is no reasonable basis on which to believe the plant should ever operate at commercial power levels; and

WHEREAS, the cost of cleaning up such contamination of the Shoreham plant following lower power operation would be well in excess of \$100 million; and

WHEREAS, the quantity of electricity which Shoreham represents will not be needed for at least a decade and, therefore, there is no reason for the Nuclear Regulatory Commission to make a precipitous decision concerning low power operation at Shoreham; and

WHEREAS, the President of the United States wrote on October 11, 1984, that "...this Administration does not favor the imposition of federal government authority over the objections of state and local governments in matters regarding the adequacy of an emergency evacuation plan for a nuclear power plant such as Shoreham;" and

WHEREAS, any action by the Nuclear Regulatory Commission to license Shoreham to operate at low power levels would constitute the imposition of federal government authority over the objections of Suffolk County and the State of New York; and

WHEREAS, such action by the Nuclear Regulatory Commission would be in derogation of the comity and cooperation the federal government should show with respect to this issue, which is a matter of particular local and state concern; now, therefore, be it

RESOLVED, that Suffolk County hereby reiterates its opposition to the operation of the Shoreham plant at any and all power levels; and be it further

RESOLVED, that Suffolk County hereby urges the Nuclear Regulatory Commission to deny Lilco's pending request to operate Shoreham at low power levels up to 5%; and be it further

RESOLVED, that the clerk of the County Legislature promptly transmit a copy of this resolution to the Chairman and Commissioners of the Nuclear Regulatory Commission and to other officials of the federal administration and Congress as appropriate.

DATED: November 27, 1984