

7069

RELATED CORRESPONDENCE

DOCKETED
USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'88 SEP 14 P3:50

ATOMIC SAFETY AND LICENSING BOARD

Before the Administrative Judges:
Sheldon J. Wolfe, Chairman
Emmeth A. Lubke
Dr. Jerry Harbour

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of)	Docket Nos.
)	50-443-OL-1
PUBLIC SERVICE COMPANY)	50-444-OL-1
OF NEW HAMPSHIRE, <u>ET AL.</u>)	(On-Site EP)
)	September 9, 1988
(Seabrook Station, Units 1 and 2))	

MASSACHUSETTS ATTORNEY GENERAL'S FURTHER
RESPONSES TO INTERROGATORIES 12, 18 AND 20(e)

12. Please state in detail all the facts underlying the Mass AG's assertion that "the fourteen VANS locations are physically inaccessible to the VANS equipment", define precisely what is meant by "physically inaccessible," and explain exactly how those facts support the assertion.

Response 12: On August 10, 1988, representatives of the Mass AG's office viewed the acoustic locations and took photographs showing the accessibility, or lack thereof, of each such location. Based on that information, the Mass AG believes that the following locations are inaccessible: VL-02; VL-03; VL-06; VL-07; VL-12; VL-13. Copies of these photos are attached hereto.

8809160071 890909
PDR ADDOCK 05000443
G PDR

DS03

- VL-02: This acoustic location is a parking lot which the Mass AG contends will be substantially full during many crowded beach days and therefore no room will exist for the VANS vehicle to set up.
- VL-03: This acoustic location is completely unmarked, very difficult to find and the dirt road is neither wide enough to accommodate the VANS vehicle nor level and stable enough for subsequent setup.
- VL-06: This acoustic location is the access road to a well-used facility. The VANS truck cannot park on the road but rather must use the side of the road. The sides are at an incline, which makes setup of the siren impractical, and are overgrown by trees which makes the full extension of the siren impossible.
- VL-07: The acoustic location is off an exit ramp on I-95. The VANS truck cannot park on the exit ramp because it would block traffic. Moreover, it cannot set up off the exit ramp because the ramp is curbed and because the land off the ramp falls off at a sharp incline. The VANS truck cannot function on that kind of incline.
- VL-12: This acoustic location is off the side of a road where no acceptable shoulder exists and where tree overgrowth prevents the full extension of the siren. The shoulder where the VANS truck would be set up is rutted, uneven, overgrown by weeds and too narrow for the truck.
- VL-13: This acoustic location utilizes a paved parking pad when in fact that pad is often fully occupied with automobiles, leaving little, if any, room for a VANS truck.

18. Please state in detail all the facts, analyses and estimates underlying the Mass AG's assertion that "the time needed for driver alert, dispatch, route transit, setup and activation in accordance with NRC regulations will exceed 15 minutes for many of the VANS vehicles in optimum weather conditions," and explain exactly how those facts support the assertion.

Response 18: In an earlier response, the Mass AG estimated that performance of various functions inherent in completion of VANS siren notification (i.e., dispatch, set-up, activation) would entail a total of nine (9) minutes. See Mass AG Response to First Set of Interrogatories, No. 20. Thus, actual transit time can be no greater than six (6) minutes in order for the VANS system to work within the prescribed fifteen (15) minute time frame.

Based on transit times supplied by the Applicants and based on transit times recorded by representatives of the Mass AG's office during a preliminary investigation, the following VANS transit routes take longer than 6 minutes: VL-01; VL-03; VL-07; VL-08; VL-09; VL-10; VL-11; VL-12; VL-13; VL-16S.

Whereas the aforementioned routes were timed both by the Applicants and the Mass AG during light to moderate traffic and at times when beaches were not frequented, the transit time involved when beaches are populated and/or during heavier traffic flow and/or during adverse weather would result in significantly longer transit times. In those cases, the aforementioned routes would be even further out of the prescribed time frame and other routes which may have previously taken less than six (6) minutes would similarly fall out of the required range.

In addition, the Mass AG has produced a recently prepared copy of the timing of VANS routes collected during the

preliminary investigation referred to above. The information described in this response as well as previous responses to this interrogatory comprises the factual basis for the allegations referred to by the Applicants in Interrogatory 18.

20. Please state in detail how long the Mass AG contends it will require to perform . . . the following function[s], for (1) optimum weather conditions and (2) poor weather, heavy traffic, or nighttime conditions, and state in detail all the facts underlying [subsection (e)] and how those facts support the answer: (e) VANS vehicle proceeds to acoustic location;

Response 20(e): See Response to Interrogatory 18.

The foregoing answers and all previous answers to the Applicants' interrogatories and requests for production accurately set forth information as is available to the Mass AG.

Respectfully submitted,

JAMES M. SHANNON
ATTORNEY GENERAL
COMMONWEALTH OF MASSACHUSETTS

By: 

Stephen A. Jonas
Assistant Attorney General
Deputy Bureau Chief
Public Protection Bureau
One Ashburton Place, 19th Floor
Boston, MA 02108
(617) 727-2200

DATED: September 9, 1988

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

'88 SEP 14 P3:50

In the Matter of)
)
)
PUBLIC SERVICE COMPANY OF NEW)
HAMPSHIRE, et al.)
(Seabrook Station, Units 1 and 2))
_____)

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Docket No.(s)
50-443/444-OL-1
(On-site EP)

CERTIFICATE OF SERVICE

I, Stephen A. Jonas, hereby certify that on September 9, 1988, I made service of the within MASSACHUSETTS ATTORNEY GENERAL'S FURTHER RESPONSES TO INTERROGATORIES 12, 18 AND 20(E), by first class mail, or by Federal Express as indicated by [*], or by hand delivery as indicated by [**], to:

Sheldon J. Wolfe, Chairperson
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory
Commission
East West Towers Building
4350 East West Highway
Bethesda, MD 20814

Dr. Emmeth A. Luebke
5500 Friendship Boulevard
Apartment 1923N
Chevy Chase, MD 20815

Dr. Jerry Harbour
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory
Commission
East West Towers Building
4350 East West Highway
Third Floor Mailroom
Bethesda, MD 20814

Sherwin E. Turk, Esq.
U.S. Nuclear Regulatory Commission
Office of General Counsel
1717 H Street
Washington, DC 20555

H. Joseph Flynn, Esq.
Assistant General Counsel
Office of General Counsel
Federal Emergency Management
Agency
500 C Street, S.W.
Washington, DC 20472

Stephen E. Merrill
Attorney General
George Dana Bisbee
Assistant Attorney General
Office of the Attorney General
25 Capitol Street
Concord, NH 03301

Docketing and Service
U.S. Nuclear Regulatory
Commission
Washington, DC. 20555

Roberta C. Pevear
State Representative
Town of Hampton Falls
Drinkwater Road
Hampton Falls, NH 03844

Atomic Safety & Licensing
Appeal Board Panel
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

Atomic Safety & Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

Matthew T. Brock, Esq.
Shaines & McEachern
25 Maplewood Avenue
P.O. Box 360
Portsmouth, NH 03801

Ms. Sandra Gavutis, Chairperson
Board of Selectmen
RFD 1, Box 1154
Rte. 107
E. Kingston, NH 03827

Senator Gordon J. Humphrey
U.S. Senate
Washington, DC 20510
(Attn: Tom Burack)

Senator Gordon J. Humphrey
1 Eagle Square, Suite 507
Concord, NH 03301
(Attn: Herb Boynton)

Mr. Donald E. Chick
Town Manager
Town of Exeter
10 Front Street
Exeter, NH 03833

Paul A. Fritzsche, Esq.
Office of the Public Advocate
State House Station 112
Augusta, ME 04333

Ms. Diana P. Randall
70 Collins Street
Seabrook, NH 03874

Robert A. Backus, Esq.
Backus, Meyer & Solomon
116 Lowell Street
P.O. Box 516
Manchester, NH 03106

Jane Doughty
Seacoast Anti-Pollution League
5 Market Street
Portsmouth, Nh 03801

Mr. J. P. Nadeau
Board of Selectmen
10 Central Road
Rye, NH 03870

Mr. Calvin A. Canney
City Manager
City Hall
120 Daniel Street
Portsmouth, NH 03801

Mr. Angelo Machiros, Chairman
Board of Selectmen
25 High Road
Newbury, MA 10950

Edward Molin
Mayor
City Hall
Newburyport, MA 01950

Mr. William Lord
Board of Selectmen
Town Hall
Friend Street
Amesbury, MA 01913

Brentwood Board of Selectmen
RFD Dalton Road
Brentwood, NH 03833

Gary W. Holmes, Esq.
Holmes & Ellis
47 Winnacunnet Road
Hampton, NH 03841

Philip Ahrens, Esq.
Assistant Attorney General
Department of the Attorney
General
State House Station #6
Augusta, ME 04333

Ellyn Weiss, Esq.
Harmon & Weiss
Suite 430
2001 S Street, N.W.
Washington, DC 20009

**Kathryn Selleck, Esq.
Thomas G. Dignan, Esq.
Ropes & Gray
225 Franklin Street
Boston, MA 02110

Richard A. Hampe, Esq.
Hampe & McNicholas
35 Pleasant Street
Concord, NH 03301

Beverly Hollingworth
209 Winnacunnet Road
Hampton, NH 03842

Ashad A. Ashod, Esq.
376 Main Street
Haverhill, MA 01830

William Armstrong
Civil Defense Director
Town of Exeter
10 Front Street
Exeter, NH 03833

Michael Santosuosso, Chairman
Board of Selectmen
Jewell Street, RFD 2
South Hampton, NH 03827

Robert Carrigg, Chairman
Board of Selectmen
Town Office
Atlantic Avenue
North Hampton, NH 03862

Anne E. Goodman, Chairperson
Board of Selectmen
13-15 Newmarket Road
Durham, NH 03824

Allen Lampert
Civil Defense Director
Town of Brentwood
20 Franklin Street
Exeter, NH 03833

Ivan W. Smith, Chairman
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

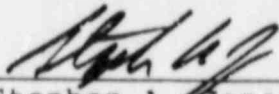
Charles P. Graham, Esq.
Murphy & Graham
33 Low Street
Newburyport, MA 01950

Judith H. Mizner, Esq.
Lagoulis, Clark, Hill-Whilton
& McGuire
79 State Street
Newburyport, MA 01950

R. Scott Hill-Whilton, Esq.
Lagoulis, Clark, Hill-Whilton
& McGuire
79 State Street
Newburyport, MA 01950

Barbara A. St. Andre, Esq.
Kopelman & Paige, P.C.
77 Franklin Street
Boston, MA 02110

*Sheldon J. Wolfe
1110 Wimbledon Drive
McLean, VA 22101



Stephen A. Jonas
Assistant Attorney General
Deputy Bureau Chief
Public Protection Bureau
Office of the Attorney General
One Ashburton Place
Boston, MA 02108
(617) 727-2200

Dated: September 9, 1988