

J. J. B. HILLIARD, W. L. LYONS, INC.

MEMBER NEW YORK STOCK EXCHANGE, INC.

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LOUISVILLE, KENTUCKY 40202

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DOCKETED

187 APR -9 P5:39

DEFICE OF SEUNETARY DOCKETING & SERVICE BRANCH

WILLIAM O. ALDEN, JR.

April 7, 1987

Secretary of the Commission, NRC Washington, D. C. 20555

Gentlemen:

I am very much in favor of the NRC rule change prohibiting state and local governments from vetoing operations of nuclear plants complying with federa. requirements.

These politically inspired delays only result in costing rate payers hundreds of millions of dollars.

Respectfully,

heliano cedente

Mr. William Alden, Jr.

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GEROPOSED RULE PR-52 (1122) (52 FR 6980) Upril 6,1987

DOCKETED

Secretary
US. Muc. Reg. Commission 87 APR-9 P5:40
Washington, D.C. 20555 OFFICE OF SEARCH ARY
BOCKETING & SERVICE.
BRANCH

Dear Sir.

The purpose of this litter is to say I am in favor of the new ruling which allows the licensing of muchan power plants where state and/or local governments decline to cooperate in offsite emergency plunning.

This is a must - stop delays and put Seabrook to work.

Kank you, Leanne Sersler Middle Rd. RFDI Eyeter, MH 03833

Attended of many

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April 6, 1987 9 April 54 Dovon N. H. 03820

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(52 FR 6980) (119)

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Seene tary APR -9 P5:38 2 S. PRETING SERVICE MENGULATORY Commission 11 ashington D.C. 20555 Attn: botheting and Service dear Lines 116 are very much in favor of the new rule so us can stop the delays and put Seabreok to works. . Linconery, 4/7/87 Nilacus filerill. Real T. Merrito

Acknowled -- APR 17 1987

Mrs. George Wauchope
9 School Lane
1001 Harbor, Huntington, New York 11765ARC

New Zecretory of the Micheller Regulatory Communication Anch as a stockholder and customer of the Long Island Lighting Co I imtoward a fair and equitable solution of our power problem on Long Island. Lurely some government agency must have given permission for the Construction of Strongham, so why is the government not responsible for perfor its service to this community over my 46 years of residency here Very truly yours, Helen & Warehope

GIRARD F. OBERRENDER, JR. 212 HIGHGATE ROAD ITHACA, NEW YORK 14850

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187 APR -9 P5:48

April OFFICE OF SELMETARY DOCKETING & SERVICE.

Secretary of the Commission Nuclear Regulatory Commission washington, D.C. 20555

Dear Sir

Planning for Nuclear Power Plants when Local Communities Refers to Participale and Cooperate

As residents of Bridgehampton, how york, we support the proposed to empower the rure to Presume that any "noncooperative" state and local authorities would in fact respond in an actual emergency and that therefore an operating license should be granted the shorehamplant is long overdue to start its operation there are millions of dellars invested the Plant is state of the art in design, and the safety factors exceed that of the "home" bitchen nuclear Power has a strong ecological advantage in that is does not create acid rain shoreham and other nuclear plants should be allowed to start up for xost that one reason alone we support the part one reason alone

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APR 1 7 1987 nowledged by card

MR. JAMUEL J. CHICK JECRETARY LINEC WASHINGTON D.C.

DOCKETER

2035

87 APR -9 P5:10

DEAR MR. CHILK

DOCKETING & SERVICE.

I WISH TO COMMENT ON THE PROPOSED CHANGE IN EMERGENCY PLANNING REGULATIONS FOR COMMERCIAL NUCLEAR PONER PLANTS. I AM STRONGLY IN FAVOR OF THE PROPOSED RULE AND LIFE THE MRC TO QUICKLY FNACT IT.

NRC REQUIREMENTS FOR UTILITIES. TO HAVE AN APPROVED OFFSITE EMERGENCY RESPONSE PLAN FOR THEIR NUCLEAR PLANTS WAS NEVER INTENCED TO BE DILUTED INTO AUTOMATIC VETO POWER AGAINST PLANT OFERAGIN BY ANY STATE OR LOCAL GOVERNMENT. THOSE ENTITIES HAVE THEIR OFFORTUNITY TO STATE THEIR CASE CONCERNING THE PLANTS SAFETY DURING THE SITING PROCESS. THE CURRENTLY AVAILABLE VETO POWER ACAINST PLANT OFERATION THREATENS OUR FUTURE ENERGY SUPPLY AND 15 UNFAIR TO UTILITIES AND THEIR RATEPAKERS, WHO STAM TO LOSE BILLIONS DUE TO POLITICAL MANEUEOUF.

THANK YOU FOR THIS OFFORTUNITY TO STATE MY VIEWS ON THIS SUBJECT WHICH IS CRITICAL TO

OUR NATION'S FUTURE.

SINCERELY. nexechelon W.C. NICHOLJON ST. MELENS, CR 97051

> APR 1 7 1987 Asknowledged by card

CSZ FR 6980) (110)

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Dear Sie

187 APR -9 P5:47

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Commission to adopt the proposed
energency planning rule allowing
plants to be decired even when
state on local governments referse
to corperte. It is unreasonable
to espect a utility to about the
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sofe plant. It is uniproper to
deny this power to the public.
The longer a plant is delayed the
greater the cast to the public
both rate payer and stackbolish
Please favorobly rule or this

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C52 FR 6980)

Chy. 7, 1987

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USNRC

187 APR -9 P5:38

Secretary of the Commission, N. R. JE., Washington, D.C. 20555 OFFICE OF SEUNETARY BOCKETING & SERVICE BRANCH

Dear Secretary:

2 heartily approve the RRG

proposed rule change that would

prevent state and local govern
ments from exercising a vete

over the operation of muclear

plants. Soon Enomo in

using this issue for political.
interests. Private investments have
supported the development of
Shoreham and it has met all
the qualifications of the NRC SO
why not start up.

Doseph Liebling, M. D.

Joseph Liebling, HD. 6531 N. Knox Art. Lincolnwood, II. 60646

2008250 RULE PR-50 (108) (52 FR 6980)

6 April 1987 87 APR -9 P5:36

Secretary U.S. Nuclear Regulatory Commission

I'm writing in favor of the

proposed change in rules allowing

the licensing of nuclear powerplants

where state and for local

government decline to cooperate

lin offsite emergency planning.

The delays must be stopped

and put Seabrook to evork.

Jours truly John A. Lustra J.77 Westhaven Rd. Man chester, n. H. 03104 april 5, 1987
DOCKETED
USARC

Dear Mr. Clift: I wish to state my support for the NRC rule change of its emergency planning regulations, commonly referred to as the "utility plan" option. as an american citizen and with family living on Long I sland new york, I am disheartened and angry to see State and local governments politically abusing authority given to them and attracting attention to themselves, under the false pretense of being concerned about public safety, to further their political careers rather than making responsible and educated decisions for their constituents and our country! Please pass on my feelings to the Subcommittee on Nuclear Regulation. Thank you for your time.

Sincerely, Kenneth J. Kangal. 11150 Trinity River Dr. #10 Rancho Cordova, CA 95670 Ackn

C52 FR G980) (106)

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USNRC

87 APR -9 P5:33001/ 7, 1987

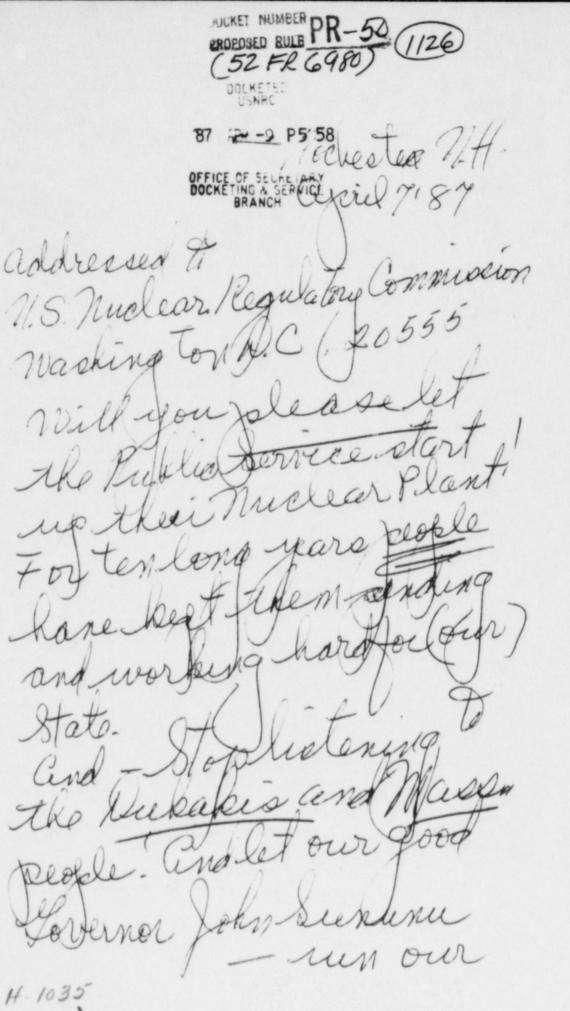
Dear Mr. Secretary

OFFICE OF SEUNE IARY BOCKETING & SERVICE

My NAME IS ROLAND Clostier And I have been A resident of RH For 37 years. I just want you to know That I'm in FAVOR OF The new rule Allowing the licensing of nucleur power plants where state and/or local governments refuse to cooperate.

Roland Clauter 7 Woodovest Dr. Hocksett W. H. 03164

25:0 add: leter Crone, H-1035



DS10 add: P. Crane, H-1035

Acknowledged by cord ... APR 17, 1987

State! Compared to a lakakis Low Sununu Can walkall over unbaking The What kas gotterinto Wedgetor anyoney that the down there listens to only one class. Deople in thou. States? We mho are natures seem to have no say on 1 how our state wellharun It isn't to masking ton to Wellany of Just howweare going to line! This is NoT Russia-its Chounted States! Or is it? () want electricity and do Not want

some fool from Mass Welligh me I Cannot hane it. Men are you people Joing & toll Dubalow In Mind lisbusiness and get But & New Hamps, hardalreadly toldhigh President Recompromised This! us to would let these nuclear plants get sprating NOE- O Course hablacant Septany This stomeses

also that he would make these other Countries Pay (on the Barrel-headis the) way he said it for any Meterial they Hought? Instead he is giving over Country awaye! My Karshand Sweein our Eighties and neripulat at matis going of intour Country! (Mgs Fertrude Brideau Rochester, new Hampshire PO BON 728 03867-0107 11 reject an answer!

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Edwin R. Schmeckpeper, P.E. 10 Glengarry Stratham, N.H. 03885

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April 6, 100 TE OF SEC LIATY DOCKETING & SERVICE.

Secretary U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Attn: Docketing and Service Branch

To the Secretary of the U.S. N.R.C.

I would like to take this opportunity to express my support for the proposed changes in the NRC regulations, in particular those changes which would make it possible to license nuclear power plants where local governments have refused to participate in the emergency planning process.

There are currently at least two nuclear power plants in the U.S. which have been held up by local politicians refusal to participate in the emergency planning process. The Shoreham plant in New York, and the Seabrook plant in New Hampshire are both completed plants which are sitting idle, in limbo, due to loopholes in the current NRC regulations. The opponents of these plants have used the current regulatory requirements for emergency planning as a means to derail the licensing of a completed plant.

While public safety should be the foremost consideration in the licensing process, in making decisions, actual experiences and scientific fact should outweigh rhetoric.

While w own experiences and knowledge concern several nuclear power plants, both commercial and government operated, the majority of my comments will concern Seabrook Station.

Seabrook Station has the safest containment structure in the entire U.S, possibly the safest in the world.

PSNH and NHY have been shown capable of developing plans which would protect public safety.

The entire idea that an evacuation plan for Seabrook Station is required should be reevaluated. The wrong points have been brought to the public attention concerning the accidents at the nuclear plant at Chernobyl and that at Three Mile Island. The accident at Chernobyl showed the dangerous potential for public harm at a plant without a containment, while the accident at Three Mile Island showed that in the final analysis, the public was protected from harm by the containment structures.

add: P. Crane, H-1035

The need to change the current regulation should be obvious when you look at the actions of some of the local politicians, in particular Governor Dukakis of Massachusetts. Last summer, Governor Dukakis of Massachusetts was negotiating with PSNH to allow operation of Seabrook Station.

However, prior to the Massachusetts gubernatorial primary he rebuked his proposals with the utility, reversing his stand on the operation of the plant. Later, in the spring of this year he announced his candidacy for U.S. President.

By all his actions, Governor Dukakis has shown that he has not made a good faith effort to work with PSNH in developing evacuation plans. Instead of working with the current regulatory processes and fullfilling his responsibilities as an elected official, he has taken those actions he felt would further his political career.

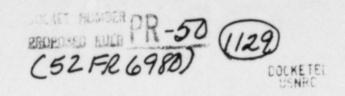
In the U.S, the rules are made so that those trying to perform productive work are at a disadvantage. The people trying to delay a project for political or other reasons are given unlimited latitude in provoking delays. Even groups which have shown by their past behavior to have nothing constructive to add to the licensing process are not constrained to act in a reasonable manner.

In France, after the project has been given approval to start construction, the rule making, and most importantly, the rule changing process is frozen. In contrast, the present rules in the U.S. make it possible to build a nuclear power plant, and after following all rules and regulations pertaining to its construction and operation, never get permission to operate the facility. And people wonder "Why can't the U.S. build nuclear power plants".

The only possible course of action is to restore reason to the NRC rules and allow the licensing of nuclear power plants where local governments decline to cooperate in the emergency planning process.

Sincerely,

Edwin R. Schmechper, P.E.



20 Harvard Rd. Shoreham, N.Y. 11786 April 5, 1987 187 APR -9 P5:13

DOCKETING & SERVICE BRANCH

Secretary
U.S. Nuclear Regulatory Commission
Washington D.C. 20555
Attn: Docketing and Service Branch

I am writing to support the proposed rule within 10 CFR Part 50 on nuclear plant licensing in absence of state and local cooperation in emergency planning, published in the Federal Register, Vol. 52, Ne.44, March 6, 1987. I support the proposed rule, first, because I believe that it is possible to develop a workable evacuation plan for the Shoreham reactor (as detailed in the attached newspaper article which I wrote) and, second, because I think that local politics have been the primary reason that the County and State have withdrawn from emergency planning. The proposed rule change would provide an effective route around the politics and enable the proposed plan to be judged on its own merits.

Sincerely yours,

Peter Wanderer

DS10 add: P. Crine, H-1835

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Acknowled of the care in the contract of

Enormous potential of Shoreham plant should be realized

Your turn

An occasional column by Village Beacon readers

by PETER WANDERER

Traffic delays on Route 25A are a common experience for local residents, and the difficulty of making a left turn from a side street is exasperating at best. When the subject of the Shoreham Niclear power station comes up, many people transfer their feelings about Route 25A to the evacuation plan and conclude that it can't work. Pointing out that the chance that evacuation will ever be needed is quite small does not decrease anxiety about the plant.

My family and I have lived 1.2 miles from the plant for the last 11 years, so I have followed the project and its many controversies, including the evacuation plan, closely. It would certainly be no picnic, but I believe that evacuation of the 10-mile Emergency Planning Zone around the plant is indeed possible.

A planned evacuation differs from the normal flow of traffic in two important ways. First, specific routes are planned for ach neighborhood to minimize travel time. In the Shoreham and Rocky Point area, most routes are to the south, via

William Floyd Parkway, Rocky Point Road, or the other north-south roads. Cars will be on Route 25A for only a short distance. Second, traffic is speeded up by controlling movement at selected intersections. Southbound traffic on Rocky Point Road, for example, would be directed west at Route 25, while cars approaching the intersection from the east would be directed south, so that both lines of cars can move continuously through the junction.

Most of us have experienced traffic direction of just this kind at the Nassau Coliseum and Shea Stadium. A local traffic plan which succeeded on its first try was the plan drawn up last year to handle traffic to the US Open Golf Tournament, played just east of Shinnecock Canal. Although massive traffic jams were expected, traffic flowed smoothly the first day. By the second day, speeding, not congestion, was the problem.

I have three children in school and have been particularly interested in evacuation plans for schools. There are two choices here: evacuate students directly or send them home so they can leave with their families. The send-home plan is the one developed for weather-related closings, practiced and perfected during storms such as the one last February 9. It is assumed that most districts will send children home, but LILCO will work with individual districts to implement other plans, such as direct evacuation. During an evacuation, each school district will be contacted, and additional buses will be provided if needed. School buses and emergency vehicles are given priority in the traffic control plan.

Those of us who are not traffic engineers must resort to expert opinion to decide whether evacuation really can take place in the several-hour period it would take for a serious problem to develop. The initial plan was reviewed by the New York State Disaster Preparedness Commission, whose director, William Hennessey, called it "the best we have received from any county in the state "Suffolk County planner Lee Koppelman has said that evacuation is feasible. Whether or not reviews by the Federal Emergency Management Agency and the Nuclear Regulatory Commission are biased, it is clear that a positive decision by these agencies will be appealed by the state and county to the Supreme Court. If the plan is not feasible, it will not survive all these challenges.

Many local residents are aware that the accident at the Russian reactor in Chernobyl last year happened very quickly - a matter of minutes - and that Russian authorities selectively evacuated areas as far as 18 miles from the plant. There are many reasons the Chernobyl experience has no applications to the Shoreham reactor, or to Western reactors

generally. To state briefly the most important ones: (1) If cooling water is lost, nuclear reactions in Russian reactors increase rapidly, whereas they decrease rapidly at Shoreham. This substantially lengthens the time available for evacuation. (2) The "containment" structure at Chernobyl was penetrated in more than 1600 places so the reactor could be refueled while it was running. The reactor eventually ruptured at one of these penetrations. The Shoreham reactor has two massive containment structures, one steel and one concrete, and is refueled while it is shut down. These features further reduce the potential of radioactive emissions' affecting areas outside the plant. In fact, ongoing analyses of the accident at Three Mile Island in Pennsylvania which show that the accident caused no health hazard to the general public indicate that the present 10-mile evacuation radius may well be overly conservative and that evacuation planning can be reduced to a two or threemile radius.

The careful planning which has gone into the evacuation plan will enable Long Island to make use of the enormous potential of the completed Shoreham plant. This potential should be utilized.

Peter Wanderer is a physicist at Brookhaven Lab and a coauthor of "Shoreham Safety Report." He lives in Shoreham.

Mr. Samuel J. Chilk, Secretary U.S. Nuclear Regulatory Commission Washington, DC 20555

187 APR -9 P5:11

Attn: Docketing and Service Branch

OFFICE CONTRACT ANY DOCKETING & SERVICE BRANCH

Mr. Chilk,

This letter is in reference to a proposed rule change announced in the Federal Register of Friday, March 6, 1987. It is my understanding that this proposed change would affect those utilities where all licensing requirements (including safety) have been met and where issuance of a full power operating license hinges on offsite emergency planning implementation by State and local governments.

I am writing to express my views regarding this critical issue. I would strongly urge the Commissioners to take the necessary steps to amend this unfair, disastrous and unplanned situation.

As I see it, the original intent of the emergency planning debates in Congress during the 1979 to 1980 time period was to promulgate guidance and enforcement such that a better coordination of effort and better communication of information during an emergency between the affected utility, the State and local governments, and the public at large in the affected area would result. This was, and still remains, a valid and necessary goal.

Inadvertently perhaps, the policy statements and guidelines created in that time period have allowed the State and local governments the unjustified authority to act as "intervenors" supposedly on the public's behalf.

The Nuclear Regulatory Commission is charged and chartered with the responsibility for overseeing, auditing, and facilitating constructive policy within the U.S. commercial nuclear industry. This was not a request but a mandate, and the Commission was empowered to carry it out. Why then, one may ask, are these State and local governments acting in lieu of the Commission and attempting to "veto" the issuance of full power operating licenses for facilities that are already ajudged to be safe?

Certainly, given prudent personnel practices, the experts on commercial nuclear issues are primarily employed by either the utilities or the Commission itself. Where do these other governments, these "intervenors", claim specific knowledge or expertise? This, especially without prior or ongoing consultation with the expert body to resolve existing or potential issues that the public may raise.

Considering my twelve years of experience as a radiological engineer in the commercial nuclear field, and after discussing these issues with members of both camps, I find that the issue at

add: P. Crane, H. 1035

HFK 17 198/

hand is not clear to the majority of persons involved. It is my considered opinion that the issue is whether or not the State and local governments possess the power or have the right to wilfully negate the issuance of a full power operating license to a utility by neglecting or even refusing to participate in offsite emergency planning implementation.

The issue that lies at the heart of most of the "intervenors" arguments is whether or not they feel that the utility should be allowed a license to operate the plant and whether or not the plant should even be located in their State or municipality. This issue is also tied to another set of sub-issues such as how much of the construction costs, etc. will be supported or repaid by adding to the rate base. These are valid issues during the environmental impact analysis or during the planning stages but are not valid once the plant is constructed, tested, and ready to become operational.

The Commission should immediately amend the rules regarding participation in offsite emergency planning to release the utilities from this potentially disastrous "hostage" situation. We must consider issues pertinent to offsite emergency planning implementation only and not create a forum for after-the-fact, emotionally charged issues. This is counterproductive to say the least.

The industry track record clearly indicates that there is no reason why a nuclear plant cannot design, implement and practice a successful off site emergency plan. If Federal Emergency Management Agency full federal exercise records are reviewed, it becomes obvious that execution of these scenarios can be even further enhanced by closer cooperation of the State and local governments and agencies.

In this light, I would strongly urge that the Commission amend the rulings and policies to allow concentration on the issue of emergency planning and not intervention by untrained groups after the fact. Failure to act in a timely manner will likely increase lengths of schedule on plants under construction or add to the base cost of those complete but not licensed for full power operations. These results will likely discredit or destroy an industry critical to the nations growth and independence from foreign resources.

Thank you for your valuable time in review of this letter. I look forward to a timely resolution of this matter.

Signed.

Brian D. Hickey Principal Engineer Impell Corporation Ferretary of the Commission (52 FR 6980).

Ruseleur Regulatory Commission

Washington, D.C. 20555

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April 6,1987

Republic BRANCH

Re: Tenchar Powered Electric Generation

Gentlernen.

Regarding nuclear powered electric Generating plants; as a retired Industrial Engineer, 72 years of age, I have been a longitume observer of the lieusing process for these plants.

I strongly feel that a change in the rules governing energiney execution reguirements is urgently necessary so as to firetest our entire nuclear power frogram from further harm.

further harm.

On view of the safety record achieved that for by these plants with no record of any deaths directly attributable to the nuclear process in any fower plants in the western world in over twenty five years of experience and because the atternatives of oil and Coal fired methods are much more dangerous due to acid Rain and other follulants

add: P Crine, H-1035 10

Acknowledged by card. Next Segat 17 1987

Could from Sagi #1 Sage 2002 and because we need to conserve the world oil supply for more strategic uses - and to avoid another oil embargo, It is most infortant to substitute nuclear foroil and coal. The unfounded and unreasonable delays to completion of of our nuclear forver generation frogram will ultimately do our country great harm if we do not eliminate frether delay. The rules for livening mucliar gover plants should be such as to be safe, but not unrealistic, obstructionist and falitically motivated. If the safety zone and radius can be pajely reduced and evacuation plane can be unplemented, even though foliticisms are now declaring a "non cooperative posture, the rules should be changed promply to enable completion of the licensing from for the midear power plants. Very truly yours

Frederick F. Sints

Secretary U.S Miclear Vegicla Tory Commission DOLKETED USARC Washington al C 20555 att: Docteling & Service Bratt APR -9 P5:33 Bicause me helie ne the Service. 7 H. Miclear Can ir Plant is of the lecer proseille disign ar present Known - and hicanse me believe there so need for the power it Will generale pue ask that your favor the new rule allawing licensing, ere so he can stop the delays and put the plant to wark. Succerely, Trum Frais Beauce N Hine 34 Green Acres 1cd Keene M. H. 03431 april 6 1987

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DOCKETING & SERVICE.
BRANCH

U.S. Muclear Regulartory Comm.
Washington, D.C.
20555
Attn: Docketing & Service Branch

Dear Sir, 4-5-4-5-87 see the commission adopt the new rule re: emergency planning as soon ax possible The delaye that the Man, politicians have put on Seabrook are costing me and other potential n.H. users lote of money. Let's get sections working. Sincerely Howard W. Stiles P.O. Box 223 Epsom, N.H. 03234