

MAY 15 1962

Mr. Lawrence W. Goldberg  
6642 No. 17th  
Philadelphia 26, Pennsylvania

Dear Mr. Goldberg:

This refers to your April 21 letter requesting information concerning the hearing to consider issuance of a construction permit "for the Pacific Electric Co. -- for a 325,000 Kw power plant". From your description we assume you refer to the nuclear reactor being considered by Pacific Gas and Electric Company for location at Bodega Head, California.

Pacific Gas and Electric Company has not, as yet, submitted an application to the Commission requesting a license for this reactor. Accordingly, a date for a hearing for this reactor has not yet been established.

Sincerely yours,

Distribution  
W. B. McCool  
P. A. Morris-2  
Doc. Room  
Formal  
Suppl.  
LB-L&R readings

Original signed  
by R. Lowenstein.

Director  
Division of Licensing and Regulation

RD-380

OFFICE ▶	DL&R <i>RFB</i>	DL&R <i>B</i>	DL&R <i>Wan</i>	OGC <i>Wan</i>		
SURNAME ▶	RFBorlik/dk	RHryan	Director			
DATE ▶	5/8/62	5/9/62	5/14/62	5/9/62		

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UNITED STATES  
ATOMIC ENERGY COMMISSION  
WASHINGTON 25, D. C.

Mr. Lawrence W. Goldberg  
6642 No. 17th  
Philadelphia 26, Pennsylvania

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Pacific Gas and Electric Company has not, as yet, submitted an application to the Commission requesting a license for this reactor, although the Company and the Commission have exchanged communications concerning the general plans for such an installation. Accordingly, a date for a hearing for this reactor has not yet been established. ~~If an application for a license for this reactor is submitted by Pacific Gas and Electric Company and subsequently a notice of hearing to consider issuance of a construction permit for the reactor is issued by the Commission, we will be glad to send you a copy of the notice.~~

Sincerely yours,

Director  
Division of Licensing and Regulation

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6642 No. 17th  
Philadelphia 26, Pennsylvania

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Director  
Division of Licensing and Regulation

OFFICE ▶	DL&R <i>[Signature]</i>	DL&R <i>[Signature]</i>	DL&R <i>[Signature]</i>	OGC <i>[Signature]</i>	
SURNAME ▶	RFBornik/hk	RHBryan	Director	Had Lock <i>[Signature]</i>	
DATE ▶	4/27/62	5/3/62		<i>[Signature]</i>	



DRAFT  
RFBorlik:jmb  
4/25/62

bcc: Mr. McCool

Mr. Lawrence W. Goldberg  
6642 No. 17th.  
Philadelphia 26, Pennsylvania

Dear Mr. Goldberg:

This refers to your April 21 letter requesting information <sup>concerning</sup> the hearing to consider issuance of a construction permit for the reactor <sup>for the Pacific Electric Company for a 375,000 kw power plant</sup> which, <sup>we assume you refer to</sup> apparently from your description, is the reactor being considered by Pacific Gas and Electric Company for location at Bodega Head, California.

Pacific Gas and Electric Company has not, as yet, submitted a <sup>a</sup> formal application to the Commission requesting licenses <sup>for this</sup> reactor, although the Company and the Commission have <sup>exchanged</sup> ~~had~~ communications concerning the general plans for such an installation. Accordingly a date for a hearing for this reactor has not yet been established.

<sup>For a license for this reactor</sup>  
<sup>as such an application has been filed by PGE and</sup>  
At such time as a notice of hearing to consider issuance of a construction <sup>by the Commission</sup> permit for this reactor may be issued, which will be at least thirty days before the date of the hearing, <sup>thereof</sup> we will be glad to send a copy of the notice to you at the address described above.

Sincerely yours,

Director  
Division of Licensing and  
Regulation



*St. Examiner*  
**Crowd Jams Hearing**

*8/22/62*  
**A-Plant Fought  
For Bodega Bay**

Industrial science and scholastic science skirmished yesterday in the running fight over whether the Pacific Gas and Electric Company should build a \$61 million nuclear power plant on Sonoma County's Bodega Head.

Politics and the fishing industry's product image also got into the act as the State Public Utilities Commission reopened its hearing on PG&E's application to construct the 325,000 kilowatt power plant.

The crowd of 150 was overwhelmingly against the PG&E plan. But the company made its points and was able to back down witnesses against the power plant.

The PUC had taken the application under advisement in March, but reopened hearings because of a flood of protests recently, particularly from nature lovers and scientists. PUC Examiner Leonard S. Patterson will reconvene the session today at 9:30 a. m. Decision on the application is not expected for at least a month.

J. Dean Worthington, chief PG&E civil engineer, said the company had examined possible sites for the 325,000 kilowatt plant from San Francisco Bay to Point Arena and decided a 225-acre site on Bo-

(Continued on Page 6, Col. 6)

## Bodega Bay Atom Plant Opposed

(Continued from Page 1)

dega Head is "the only one that meets all criteria."

He listed these factors: the site has a rock base, an important protection against earthquakes; it is not "built up residentially" and a good harbor provides vitally-needed sea transportation for heavy equipment that must be brought in.

Earlier opponents to the plant have objected it would destroy the area's natural beauties, interfere with Bodega Bay's extensive professional fishing activities and injure marine life.

Worthington said the plant would not damage the appearance to "any appreciable degree." He admitted planned overhead power lines would be visible but not "interfere with the skyline."

Willard H. Nutting, senior mechanical engineer, said PG&E will meet an Atomic Energy Commission safety requirement "by designating the 225-acre site an "exclusion area" to protect the public in case of an accident.

Both assured the PUC that PG&E will not interfere with public access to Doran Beach and Park, uses of the tidelands or navigation in the harbor.

Dr. Joel F. Gustafson, professor of biological sciences at San Francisco State College, said the plant would be located on the edge of the San Andreas fault and therefore there was a serious possibility of an atomic accident in case of an earthquake. He also testified that marine life would be injured by the plant.

# LETTER

## Bodega Bay and PG&E

Editor—I am writing regarding your apparent stand against the erection of a nuclear power plant at Bodega Bay by the PG&E.

There is a very vocal group of entrenched interests among the residents of Bodega Bay who have gone to considerable trouble and expense to block every attempt to improve the area and open it up to increased public use for the past several years. Fear of competition of any sort is the chief motivating factor in these groups, one of which is on record that it will oppose any change or improvement of the area which does not directly benefit its members. I believe that much of the opposition to the proposed power plant is based on this type of reasoning.

Surely the support for this project given by the Sonoma County Board of Supervisors and the Harbor Commissioners is not to be lightly weighed nor cast aside. In spite of all the fuss being made at Bodega Bay, they are still the representatives of the people. In our opinion, they are doing a fine job.

If you will check the record, you will find these same people opposing all of the proposals that have been put forth for the development of the area, and offering no alternative plan except to leave everything at Bodega Bay exactly as it is and has been for the past fifty years.

The recreational needs of the people are increasing at a fantastic rate. The Bodega Bay area offers the only boat harbor on the ocean between San Francisco and Eureka. The PG&E project will create a large source of local revenue for the development of the area. It merits your further study, which will result, I believe, in your support. FRANCIS L. LUCCHETTI.  
Bodega Bay.

*Calliano Cacophony*

## 150 Protest

## Atom Plant

## At Bodega

A heavily outnumbered contingent from the Pacific Gas and Electric Co. traded shots with an army of aroused nature lovers as the battle of Bodega Head opened here yesterday.

At least 150 demonstrative scientists, fishermen, politicians and other angry citizens appeared.

They packed the State Building hearing room where Examiner Leonard S. Patterson of the State Public Utilities Commission was hearing evidence on PG&E's plan for a \$61 million nuclear power plant on the Sonoma county coast.

Witnesses accused the big company of a multitude of sins ranging from collusion  
See Page 10, Col. 2



## Bodega Dispute

# Angry Protest On Atom Plant



PHILIP S. FLINT  
He charged collusion



KARL KORTUM  
He drew an admission

From Page 1

with public officials to contamination of marine life.

The most vociferous—and the most colorful of the opponents was Rose Gaffney, a 76-year-old grandmother who had refused to sell PG&E her land on Bodega Head.

She called the utility's promises to build a public recreational area around the atomic plant "a lot of hooley." "They're just trying to white-wash this whole dirty deal," she said.

### PHYSICIST

Another witness was Philip S. Flint, a physicist for the Fairchild Semiconductor laboratory in Palo Alto and a candidate for the Santa Clara county Board of Supervisors.

Flint, speaking for the conservation committee of the Sierra Club, charged that the PG&E's "maneuverings" in trying to get authorization to build the nuclear plant had been "highly questionable and possibly illegal."

He said he believed that the company had been in "collusion" with the Board of Regents of the University of California, the Sonoma county Board of Supervisors and the State Division of Beaches and Parks in pushing its plans for the bleak, sandy Bodega Head.

John C. Morrissey, attor-



ROSE GAFFNEY  
'A lot of hooley'

ney for the PG&E, spent two hours in the afternoon session cross-examining Flint. Morrissey's motion to throw out the physicist's charges of illegality for lack of evidence was overruled by Examiner Patterson.

PG&E had only one friendly witness in the seven-hour session, Stanley B. Barton, the manager of its own land department. But Barton, after reading a mimeographed statement of the company's recreational plans for the area, spent most of his time parrying questions from the audience.

Karl Kortum, director of the San Francisco Maritime Museum, drew from Barton the admission that the recreational plans had been written only last week at the request of PG&E's defense counsel.





LEONARD S. PATTERSON  
Hearing examiner

hearings in March, but the matter was reopened for further hearing when the commission received a flood of protests by mail.

#### UNSAFE

Dr. Joel F. Gustafson, a San Francisco State College biologist, said the area was "not safe" for a nuclear power plant. He said that because the proposed site was on the edge of the San Andreas Fault, "accidents" were a serious possibility.

Other witnesses suggested alternate sites for the reactor, and testified that the installation would impair, if not ruin, the large fishing industry.

Kortum, and his 71-year-old conservation-minded father Max Kortum, will be witnesses along with Mrs. Gaffney when the hearings resume at 9:30 a.m. today.

This is the second go-around before the Public Utilities Commission for the PG&E application. Few objections were heard during

*5/23/62*  
*sf chronicle*  
**The Bodega  
Issue--Enter  
The Indians**

*By Mike Thomas*

The State Public Utilities Commission yesterday heard all about the wildflowers at Bodega Bay, and the University of California's good neighbor policy, and how the public relations men buttered up Sonoma county's service clubs.

And about the Indians. The long-gone Indians were dragged in by Rose Gaffney over the protests of John C. Morrissey, attorney for the Pacific Gas and Electric Co. For the second day, he was defending PG&E's plan for a nuclear power plant at Bodega Head against Mrs. Gaffney and

*See Page 10, Col. 1*

## Hearing on PG&E Project

# Flowers, Indian History Enter Bodega Atom Issue

From Page 1

several scores of other outraged nature lovers.

### SLIDES

Mrs. Gaffney, a massive, outdoorsy-looking woman who has spent most of her 76 years on a ranch overlooking the proposed power plant site, treated Examiner Leonard S. Patterson and the audience to a showing of color slides of Bodega's scenery.

With the slides, she gave a running narrative about the flowers, the tides and the rocky shore, and about the Indians who used to roam Bodega's rugged hills.

"Does this have any relevancy to the application before this commission?" demanded Morrissey.

### 'BEAUTIFUL'

"Yes," said Mrs. Gaffney. "Now about those Indians . . ." And on she went for about 40 minutes. Nobody seemed to mind except Morrissey.

"It was beautiful," sighed somebody in the audience as Mrs. Gaffney ended her slide show and announced that she now had a six-page statement to read.

"Is this also historical?" asked Morrissey.

"This isn't historical. This is combat," snapped Mrs. Gaffney.

But Patterson asked her to save her statement for

later, and she stepped aside to make way for David E. Pesonen, the Sierra Club's conservation editor, who called PG&E's proposed \$61 million power plant "a thoroughly objectionable intrusion."

### TOO FAR

Pesonen said he thought maybe fellow Sierra Club member Philip S. Flint went a little too far on Monday when he suggested that some of the tactics used by PG&E in trying to win approval of its power plant plan might have been "illegal."

"To my knowledge, there was nothing strictly improper," said Pesonen, but he said it was a "well known fact" that PG&E encourages its executives to join service clubs and be good fellows at the weekly luncheons to win the support of community leaders.

He said the "congenial relationship" between PG&E and the Sonoma county officials who granted a use permit for the power plant was probably helped along by this sort of low-pressure public relations campaign.

### UC

Like Flint, Pesonen demanded to know why the University of California, which plans a marine biology laboratory next door to the PG&E site at Bodega Head, hasn't opposed the nuclear power plant.

A. Starker Leopold, the university's Vice Chancellor, took the stand to answer that UC would "neither support nor oppose" the PG&E application because "we are not a conservation organization and we are not a political pressure group."

He said university biologists didn't think the power plant would make the area "unusable" for a marine biology lab, although if a proposed access road crosses the tidelands bordering the UC property, the effects might be "serious indeed."

However, said Leopold, the university's official position was that it wasn't going to interfere with its "neighbor's" business, so long as the neighbors leave UC alone.

### OPPOSED

The University of the Pacific wasn't quite so neighborly.

Joel Hedgpeth, goateed director of the university's Pacific Marine Station at Dillon Beach on Bodega Bay, told the examiner that his university was against the power plant unless PG&E guaranteed it would take "measures to ensure the preservation of marine life and access to the shore."

Hedgpeth added that he didn't see how the University of California's biologists

could say they didn't think the power plant would seriously harm the marine life.

"It would take years to determine that," he said.

### PETITION

The day's last witness was waitress Hazel Boennecke, a member of the Bodega Bay Chamber of Commerce. She came armed with a petition bearing signatures of 1328 anti-power-plant citizens.

With many of the more than 100 persons in the State Building hearing room waiting to testify after she finished, Examiner Patterson gave up the idea of trying to wind up the hearings yesterday.

He declared a recess and scheduled still another two-day round of hearings to open June 6.



5/23/62  
**Bodega A-Plant Fight--  
UC in Neutral Corner**

The University of California "neither supports nor opposes" the Pacific Gas & Electric Company's bitter-fought plan to build a \$61,000,000 nuclear power plant at Bodega Head in Sonoma County, a U. C. spokesman said yesterday.

Dr. A. Starker Leopold, assistant to the U. C. chancellor and a biologist, also disputed a contention of Bodega Bay fishermen and some conservationists that a nuclear plant would "destroy" or "seriously injure" the Bay's abundant marine life.

Leopold testified at the second day of a State Public Utilities Commission re-hearing on the controversial 325,000 kilowatt plant.

#### SCIENTISTS DISAGREE

Another scientist, Dr. Joel W. Hedgpeth, director of the University of the Pacific's Marine Station at nearby Dillon Beach, disputed Leopold's statement that studies of British shoreline nuclear plans showed effects on animal life was "so slight as to be scarcely measurable."

Hedgpeth cited a study which indicated that a rise of as little as three degrees in water temperature had caused

a decrease in sardine egg survival by as much as 10 percent. He said a great deal more biological information should be gathered before the PUC moved to grant the PG&E application.

#### COLLUSION DENIED

Leopold also denied a charge made Monday by Palo Alto physicist Philip Flint that UC had abandoned its plan to build a marine laboratory at Bodega Bay through "collusion" with PG&E to clear the way for the company's plant.

He said UC has been "single-minded" in its intention to build the laboratory and is taking steps to acquire 300 acres for a site from Mrs. Rose Gaffney, outspoken critic of the PG&E plan.

Hazel Boennecke, a Bodega Bay waitress and member of the Chamber of Commerce, testified that she had heard Sonoma County Supervisor E. J. Guidotti "brag" that he had been entertained by PG&E official Stanley Barton. This, she said, led her to believe that PG&E had been "softening" county officials on the plant site.

David E. Pesonen, conser-

vation editor of the 20,000-member Sierra Club, earlier said the club opposes the power project because Bodega Bay can better be utilized as a major fishing port, a harbor and a scenic attraction of great beauty with "remarkably diverse" marine life.

He said the PG&E plant would bring "ugliness" to the area. He feared the future might see "a picket fence of PG&E developments along our entire coastline."

Mrs. Gaffney led off the hearing by showing colored slides of the Bodega area, accompanied by a rambling account of its history.

Over PG&E's objections that the slides were not relevant, Examiner Leonard Patterson allowed 21 of 23 slides accepted as exhibits.

The hearing will resume June 6.

## Hearing on PG&E A-Plant At Bodega Bay Is Recessed

With nearly two dozen witnesses waiting to testify in protest of the construction of an atomic plant at Bodega Bay, the State Public Utilities Commission has recessed a public hearing in San Francisco.

PUC Examiner Leonard E. Patterson had announced at the opening session Monday that he was committed to attend a hearing in Los Angeles today. The recess came late yesterday.

Further hearings on the Pacific Gas and Electric Company's proposal to construct a \$64 million nuclear-fueled generating unit will be scheduled at a later date.

### COLLUSION CHARGE

During hearings earlier this week, Examiner Patterson heard Phillip L. Flint, a Palo Alto physicist, charge that the University of California and

PG and E had entered into collusion to expedite the construction of the plant.

Yesterday, Dr. A. Starker Leopold, assistant to the chancellor at the University of California in Berkeley, made a surprise visit to the hearing to clarify the university's position on the proposed project.

The doctor said the university has been seeking a site for a biological laboratory since 1956. He said several surveys of the ocean coast have been made and Bodega Bay has always been the choice of the committee seeking a location for the laboratory.

### EFFECT STUDIED

Dr. Leopold went on to say that a study has been made of the effect the boiling water reactor would have on ocean life in the Bay.

Studies made of other areas

around the world show that the warm water from the reactor would be detrimental to some degree, but would not render the Bay unusable for their laboratory.

In essence, the doctor said the PG and E corporation would make nice neighbors. He added that the university had been watching closely various agencies attempting to obtain property in the Bodega area and admitted that some of them would be objectionable.

It was stressed during Dr. Leopold's testimony that the university was not a conservation organization or a political group.

### NAME LINKED

"It has been brought to our attention that the name of the university has come up several times during these hearings, and I am here to state our position," he said.

RD-380



## PG&E 'Pressure' on U. C.?

A spokesman for a conservationist group threw a hearing on the proposed Bodega Bay nuclear power plant into a mild furor yesterday with a hint that the University of California may have been subjected to "undue pressure" to halt plans for a scientific installation there.

Arguments for and against the \$61,000,000 Pacific Gas and Electric atomic power plant were interrupted by attorney Phillip S. Berry, representing the Sierra Club, who introduced a motion to subpoena UC officials and professors.

Berry told State Public Utilities Examiner Leonard S. Patterson he wanted to find out whether PG&E had attempted to "dissuade" the University from going ahead with its planned marine biology laboratory in the Bodega Bay area.

"The University has been illogical or indecisive, or else there is an inference that undue pressure has been brought to bear," said Berry.

He moved that the Public Utilities Commission subpoena UC officials "to testify under oath to find out if there has been pressure brought." He said it seems "odd that the University, interested in the area perhaps more than anyone, has made

no protest" against the PG&E project.

Berry pointed out that the Sierra Club and other citizens' groups oppose the nuclear power plant on the grounds it would destroy scientific studies of marine life in the bay which both UC and the Pacific Marine Station have been planning.

At this point, O. W. Campbell, UC business and finance officer, arose in the audience and announced that he had Cadet Hand, "director of our proposed marine station, here with me." He asked that Hand be called to testify then and there.

a flurry of discussion ensued, after which Patterson ruled that since a motion to subpoena was before the commission and since Hand had come to the hearing room on his own volition, he could not properly be heard.

Patterson took the motion under advisement.

At the close of the session, Hand told reporters that "no pressure has been put on me or on the commission."

RD. 380



# Bodega Hearings Ramble On

By Mike Thomas

The Bodega Head power plant hearings rambled rather unbelievably through their seventh day yesterday.

There was progress, of sorts. The lawyers and other cross-examiners managed to get through four witnesses during the morning session, compared with only two who made it to the stand all day Wednesday.

Mostly, it went like this:

The Sierra Club's David Pesonen, taking advantage of the State Public Utilities Commission's strange procedure of allowing anybody to cross-examine witnesses, asked Kennon R. Gilbert, general manager of the Sonoma Taxpayers Association, if Pacific Gas & Electric Co. hadn't sent representatives to a meeting of his group to plug the power plant.

## OBJECTION

William Knecht, attorney for the California Farm Bureau Federation, objected. Then William Berry, counsel for the Sierra Club, objected to Knecht's objection. He said he'd like to know what Knecht was doing there anyway.

Knecht said he planned to explain that, but thought he ought to save his statement for the end of the hearing as a matter of orderly procedure—"one of the few we've had," he noted.

Jack Waner, Santa Rosa attorney, and William Bricca, PUC staff counsel, said they'd like to know what Knecht was doing there, too.

Examiner Leonard Patterson said he would let Knecht wait until the end of the hearing—whenever that was—to explain himself, overruled the objection, and told Gilbert to answer Pesonen's question.

Gilbert, probably the only person in the State Building hearing room who remembered by that time what the question was, answered it with a resounding "NO!"

"Could the record show the emphasis placed on the answer by the witness?" requested Knecht.

"Let the record show that it was a loud 'No,'" sighed Patterson.

Just before time for the noon recess, the hearing room was momentarily plunged into darkness when the lights flickered off.

It seemed kind of symbolic.

At day's end, there were still at least half a dozen witnesses waiting to testify, and lawyer Berry said he'd like to have still more. He asked Patterson to subpoena a number of University of California experts to testify about their plans for a marine biology laboratory at Bodega Bay, and whether PG&E had exerted any "undue influence" to keep them from opposing the power plant.

Patterson, taking Berry's

motion under advisement, announced unhappily:

"I said earlier that we would not proceed beyond today except in dire circumstances. It appears that we are now in those circumstances."

# Bodega Head

## Hearings

### Trail off

SPRINGFIELD 1/9/62  
By Mike Thomas

The Bodega Head hearings finally ground to a close last night, every conceivable irrelevancy apparently having been covered at last.

"It has been unusual," was State Examiner Leonard Patterson's parting comment.

Then he went off to study the 48 exhibits and 1500 pages of transcript from eight days of hearings.

Patterson wouldn't attempt to estimate how long it will take before he's ready to make a recommendation to the State Public Utilities Commission as to whether the Pacific Gas & Electric Co. should be allowed to build a \$61 million nuclear-powered electric generating plant at Bodega Head.

The last two hours of yesterday's overtime session were devoted to final statements by some of the witnesses who enlivened the hearings with testimony about everything from Indians to dinoflagellate (an oceanic microorganism).

Opponents of the power plant reiterated their stand that the plant would spoil an area rich in scenery, recreation, geology, archaeology and marine life — and possibly endanger human lives.

Proponents reiterated that the plant is necessary, wouldn't be dangerous and wouldn't spoil anything.

Last to speak was John C. Morrissey, attorney for the PG&E. He made a few remarks and then offered, if Patterson liked, to forego reading his 15-page closing argument and just let the reporter copy it into the record.

Patterson gratefully accepted.

KD-380

SEP 6 1962

Mr. J. B. Neillands  
185 Hill Road  
Berkeley, California

Dear Mr. Neillands:

This is in reply to your letter of August 20, 1962. I am enclosing herewith a copy of Part 9 of the Commission's regulations "Public Records" which I believe should answer your inquiry concerning access to Commission documents. All "public records", as defined in Part 9, are available for inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D. C. Certain of those documents, such as the Hazards Analysis prepared by the Commission's Division of Licensing and Regulation and the Hearing Examiner's Initial Decisions are available for distribution to members of the public without charge, while others, such as applications and other documents filed by applicants or parties to a proceeding, transcripts of hearings, and exhibits received in evidence in such hearings will be made available at a charge of 35 cents per page. Also enclosed is a copy of Part 2 of the Commission's regulations "Rules of Practice" relating to our hearing procedures.

In accordance with your expressed interest in the Humboldt Bay facility of Pacific Gas & Electric Company, I am enclosing a copy of the Hazards Analysis prepared by the Commission's Division of Licensing and Regulation concerning Pacific Gas & Electric Company's application for a provisional operating license for the Humboldt Bay reactor. Attached to this Hazards Analysis are all four of the reports of the Advisory Committee on Reactor Safeguards concerning this project. As you may know, Pacific Gas & Electric Company's applications for a construction permit and for a provisional operating license for the Humboldt Bay reactor were each the subject of extensive public hearings in which all safety aspects of the reactor, including the pressure suppression containment system, were carefully considered. The entire license application and related correspondence concerning the Humboldt Bay project may be inspected at the Commission's Public Document Room. You will probably also be able to obtain access to many of these documents by contacting the Office of Atomic Energy Development and Radiation (State of California), Sacramento 14, California.

The Commission has not as yet received an application from Pacific Gas & Electric Company for its proposed facility at Bodega Atomic Park and, accordingly, we are not aware of the details of that proposal. However,

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PJ-300



Mr. J. B. Neillands

- 2 -

SEP 6 1962

the Staff has discussed the general features of the proposed Bodega reactor with Pacific Gas & Electric Company representatives, and it is our understanding that the Company proposes to use the pressure suppression containment system in this reactor.

I am also enclosing herewith copies of Part 100 of the Commission's regulations "Reactor Site Criteria". Part 100 as originally proposed and published for comment on February 11, 1961, provided that "no facility should be located closer than 1/4 to 1/2 mile from the surface location of a known active earthquake fault". In the regulations as adopted, the minimum distance was changed to 1/4 mile in order to eliminate the ambiguity in the regulation as originally proposed.

For your further information the public hearing on the Humboldt Bay reactor was held on July 19, 1962, and the hearing examiner's Initial Decision authorizing issuance of a provisional operating license was published on August 17, 1962. Under the Commission's rules, the hearing examiner's Initial Decision became immediately effective and will become the final decision of the Commission on October 2, 1962, unless modified or reversed by the Commission prior to that time. Accordingly, subject to any action the Commission may take before October 2, the provisional operating license was issued in accordance with the hearing examiner's decision on August 28, 1962. You will note that your letter to me of August 20 asking for the enclosed information and your letter of August 31 to the Commission requesting intervention in the Humboldt Bay case both came after the hearing and after the time allowed for intervention as provided in the Commission's Rules of Practice. You may expect that the Commission will rule upon your request for intervention in the near future and in no event later than October 2, 1962.

Sincerely yours,

H. L. PRICE

Harold L. Price  
Director of Regulation

Vin. A. McNeil

Enclosures:  
As stated above

Mr. Harold E. Wright  
Director of Regulation  
Atomic Energy Commission  
Washington, D.C.

Will Reed  
Berkeley, Calif.  
August 20, 1954

Dear Mr. Wright:

Recently, I have become interested in work in regulatory procedure of the AEC. I have been referred to you by Mr. Dale E. Cook of the AEC office here in Berkeley.

First of all I would like to inquire if interested individuals, such as myself, may have access to commission documents of a certain type. I know it is first necessary to file a statement of interest or intervention (or equivalent); if so, I would be happy to comply with any such regulation.

I am particularly interested in safety aspects of the pressure containment system which has been installed by the Pacific Gas and Electric Company plant at Humboldt Bay and which will in all probability also be used by the company at their proposed facility at Bodega Atomic Park. Apparently this type of system was at one time rejected by the AEC as unsound. Accordingly, I would be interested in seeing the original reports and correspondence of the Reactor Safeguards Advisory Committee which pertain to this aspect of the Humboldt plant.

Also, I am concerned about the change in the required set-back distance from known earthquake faults. As you know, the required distance has recently been reduced from  $1/2$  to  $1/4$  mile. I would very much like to see the original reports and correspondence surrounding the decision which led to this diminution in safety requirements.

Mr. Cook has already furnished me with an AEC summary which covers the Humboldt Bay plant in very general terms. For further study it now seems essential that I have access to the original material dealing with the specific points mentioned above.

I look forward with interest to your reply.

Sincerely yours,

J. B. Weiland

Rec'd Of. Dir. of Regn.

Date

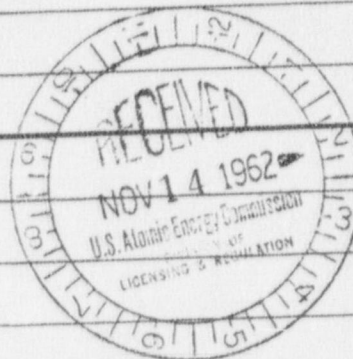
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MEMO ROUTE SLIP Form AEC-98 (Rev. May 14, 1947)		See me about this. Note and return.	For concurrence. For signature.	For action. For information.
TO (Name and unit)	INITIALS	REMARKS  I've been told that you will be able to give me some backup to answer this letter. Would		
Mr. Ed Case L&R Room A-180	DATE			
TO (Name and unit)	INITIALS	REMARKS appreciate it.		
	DATE			
TO (Name and unit)	INITIALS	REMARKS		
	DATE			
FROM (Name and unit)	REMARKS			
Bill Burke <i>WMB</i> DIA Room C-117				
PHONE NO. 5482	DATE 11/14			



USE OTHER SIDE FOR ADDITIONAL REMARKS