

4/99

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

before the

'87 AUG 10 A9:51

ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
PUBLIC SERVICE COMPANY OF)
NEW HAMPSHIRE, et al)
(Seabrook Station, Unit 1))

DOCKETED
BRANCH
443
Docket No. 50-433-OL/444-OL
(Offsite Emergency
Planning Issues)

SEACOAST ANTI-POLLUTION LEAGUE'S, TOWN OF HAMPTON'S, TOWN
TOWN OF AMESBURY'S AND NEW ENGLAND COALITION ON NUCLEAR
POLLUTION'S MOTION TO CONTINUE THE LICENSING HEARINGS
ON THE NEW HAMPSHIRE RADIOLOGICAL
EMERGENCY RESPONSE PLANS

NOW COME the Seacoast Anti-Pollution League, the New England Coalition on Nuclear Pollution, the Town of Amesbury and the Town of Hampton and move for continuance of the offsite portion of the licensing hearings for Seabrook Station until such time as integrated hearings can be held on both the plans for the Massachusetts portion of the Seabrook Station Emergency Planning Zone as well as the New Hampshire portion of the EPZ. In support of this motion, the above-named intervenors state as follows:

- 1) At a meeting held in Bethesda, Maryland on July 30, 1987, representatives of the Applicants indicated that a compensatory plan for the Massachusetts portion of the EPZ would be filed in September and that a full scale graded FEMA exercise of that plan, along with the New Hampshire plan, would be held in March of 1988. 1/

1/ Intervenors will supplement this pleading with the transcript of the relevant portion of the July 30 meeting when it is received.

DS03

- 2) Offsite litigation on the New Hampshire plans is currently scheduled to commence on September 28 and to continue intermittently over five weeks that run to Friday, November 20. 2/ It would work a substantial hardship on intervenors to bear the burden of participating both in the offsite litigation and the review and preparation of contentions on the Massachusetts plans over the same time span. The litigation of the offsite New Hampshire plans would encompass a variety of complex issues and would require the full attention of intervenor counsel.
- 3) Intervenors intend to litigate the results of the graded FEMA exercise of the plans for the full EPZ and the record would therefore need to be held open until after the month of March 1988 to allow for such litigation. Therefore, the requested continuance would not significantly extend the date by which a final licensing determination could be arrived at by the Board.
- 4) There would likely be the opportunity to streamline the hearings to encompass less total time if hearings on plans for the New Hampshire and Massachusetts portions of the EPZ were held concurrently. Certain issues can be anticipated to affect the communities in Massachusetts as they affect those in New Hampshire. Furthermore, the litigation of the evacuation time estimate study would more sensibly be done in an integrated hearing since Volume 6 of the NHRERP also constitutes the ETE study for the Massachusetts portion of the EPZ.
- 5) NUREG-0654, "Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants" stresses the importance of contiguous-jurisdiction governmental emergency planning and states that: "The important point is that integrated emergency planning will benefit all of the communities within the Emergency Planning Zones." Evaluation criterion A.l.b. states that each organization shall "specify its concept of


2/ See Memorandum and Order dated June 30, 1987 and subsequent Memorandum and Order dated July 9, 1987.

operations and relationship to the total effort" (emphasis added). Particularly important to the efficacy of the overall response effort to a radiological emergency at Seabrook will be interaction and cooperation at the State levels of government. The integration of efforts on both sides of the border could best be assessed in an integrated hearing.

WHEREFORE, the above named movants request that the presently scheduled hearings on the New Hampshire plans be suspended until such time as contentions on the Massachusetts plans have been filed and are ripe for litigation.

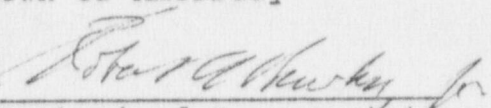
Respectfully submitted
Seacoast Anti-Pollution League
By its Attorney
BACKUS, MEYER & SOLOMON

Dated: August 4, 1987



ROBERT A. BACKUS
116 Lowell Street
Manchester, NH 03105
603-668-7272


Town of Hampton
New England Coalition on Nuclear
Pollution
Town of Amesbury

By 

Authorized Representative

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing "Seacoast Anti-Pollution League's, Town of Hampton's, Town of Amesbury's and New England Coalition on Nuclear Pollution's Motion to Continue the Licensing Hearings on the New Hampshire Radiological Emergency Response Plans", was sent this date, first class mail, postage prepaid to those names on the attached service list, or federal expressed to those names indicated by an asterisk.



Robert A. Backus

CERTIFICATE OF SERVICE AND SERVICE LIST

Joseph Flynn, Asst.Gn.Cnsl.
Fed. Emerg. Mgmt. Agcy.
500 C.St. So. West
Washington, DC 20472

Helen Hoyt. Chm. *
Admn. Judge
Atomic Safety & Lic Brd.
USNRC
Washington, DC 20555

Thomas Dignan, Esq. *
Ropes & Gray
225 Franklin St.
Boston, MA 02110

Office of Selectmen
Town of Hampton Falls
Hampton Falls, NH 03844

Dr. Jerry Harbour *
Admin. Judge
Atomic Safety & Lic Brd.
USNRC
Washington, DC 20555

Docketing & Serv. Sec. *
Office of the Secretary
USNRC
Washington, DC 20555

Sherwin E. Turk, Esq. *
Office of Exec. Legl. Dr.
USNRC
Washington, D.C. 20555

Dr. Gustave A. Linenberger *
Admin Judge
Atomic Safety & Lic. Brd.
USNRC
Washington, DC 20555

Jane Doughty
SAPL
5 Market Street
Portsmouth, NH 03801

Phillip Ahrens, Esq.
Asst. Atty. General
State House, Sta. #6
Augusta, ME 04333

Paul McEachern, Esq.
Matthew Brock, Esq.
25 Maplewood Ave.
P.O. Box 360
Portsmouth, NH 03801

George Dana Bisbee, Esq.
Attorney General's OFF.
State of New Hampshire
Concord, NH 03301

Carol Sneider, Esq., Asst. AG
One Ashburton Place,
19th Floor
Boston, MA 02108

Diane Curran, Esq.
Harmon, Weiss
20001 S Street NW Suite 430
Washington, DC 20009

William S. Lord
Board of Selectmen
Town Hall-Friend St.
Amesbury, MA 01913

Richard A. Hampe, Esq.
New Hampshire Civil Defense
Agency
Hampe & McNicholas
35 Pleasant St.
Concord, NH 03301

Maynard Young, Chairman
Board of Selectmen
10 Central Road
Rye, NH 03870

Sandra Gavutis
Town of Kensington
Box 1154
East Kingston, N.H. 03827

Judith H. Mizner, Esq.
Silverplate, Gertner,
Baker, Fine, Good & Mizner
88 Broad Street
Boston, MA 02110

Edward Thomas
FEMA
442 J.W. McCormack (POCH)
Boston, MA 02109

Mr. Robert Harrison
Pres. & Chief Exec. Officer
PSCO
P.O. Box 330
Manchester, NH 03105

Roberta Pevear
State Rep.-Town of Hampt Falls
Drinkwater Road
Hampton Falls, NH 03844

Atomic Safety and
Licensing Board Panel
U.S. NRC
Washington, D.C. 20555