

From: [Beau Goldstein](#)
To: david.shongo@sni.org
Cc: [Angela Sabet](#); [Steve Koenick](#); allison@allisonbinneylaw.com
Subject: Section 106 Consultation Response, Nine Mile Nuclear Plant License Renewal
Date: Tuesday, October 6, 2026 6:20:14 PM
Attachments: image001.png
Nine Mile Draft EA - 20261006.pdf
Figure 3- one mile buffer.pdf
Figure 2- aerial APE.pdf
Figure 1- topo map.pdf
Nine Mile APE.zip

Good day,

The U.S. Nuclear Regulatory Commission (NRC) is sending the requested information in response to the Seneca Nation's letter ([ML26273A194](#)) dated September 28, 2026.

Please see attached and reference materials noted for each bulleted request below my signature block. Note that the draft environmental assessment (EA) is password protected; the password will be sent via a subsequent email.

We appreciate the Seneca Nation's engagement in the consultation process and look forward to continuing our government-to-government dialogue regarding this undertaking. We will also be reaching out to the President's Office as soon as possible to coordinate an initial consultation meeting and discuss the undertaking and related information as requested in the email and letter.

The NRC proposes two meetings:

1. Introduction Meeting: To introduce staff and the project
2. Consultation Meeting: To be held at least 45 days after the Seneca Nation receives the enclosed information, allowing time for review and discussion

NRC staff will coordinate with the Tribal Historic Preservation Officer (THPO) and the President's office to schedule these meetings.

In addition, we note that the Seneca Nation requested that *"NRC take explicit notice that the Nation's consultation requirements include properties not already listed on or determined eligible for listing in the National Register of Historic Places. Consultations must include properties of traditional religious and cultural significance to the Seneca Nation, as well as cultural landscapes and archaeological resources that the Nation may have knowledge of that are not documented in federal or state historic property inventories. Should sensitive information about traditional cultural properties be shared with the NRC by the Seneca Nation, we expect this information to be withheld from public disclosure to the greatest extent possible – a discussion of information handling*

procedures needs to occur, including how such information will be treated in NRC's public records."

The NRC will maintain sensitive cultural information as non-public in NRC's records. We request that the Seneca Nation clearly identify sensitive cultural information as non-public so that NRC staff can handle it appropriately. As NRC is a transparent agency, we will work with the Seneca Nation to prepare summaries of sensitive documents that are appropriate for public dissemination while not releasing any protected, sensitive, or privileged information (which will be kept non-public). During the NRC staff's meetings with the Seneca Nation, we can discuss how this information sharing would occur. In addition, the NRC requests any information that the Seneca Nation may want to share regarding archaeological resources or other sensitive information.

On behalf of Steve Koenick, regards,

Beau J. Goldstein, RPA
Environmental Project Manager
Office of Nuclear Materials Safety and Safeguards



Information Request Response

First bullet: A complete description of the proposed license renewal undertaking, including all reasonably foreseeable activities related to license renewal, aging management, routine maintenance, refurbishment, replacement, construction and excavation activities, shoreline stabilization and water management activities, transmission line activities, security activities, access routes, vegetation management, staging activities, and decommissioning activities related to continued operation through September 18, 2049.

- See Constellation Energy Corporation, LLC (CEG) application ([ML26084A179](#)), CEG environmental report (ER) ([ML26084A185](#)), and Nuclear Regulatory Commission (NRC) draft Environmental Assessment (EA) (attached)
 - Complete description of the proposed license renewal undertaking (which includes discussion of reasonably foreseeable activities associated with renewal)

- CEG ER Section 2.1 The Proposed Action, page 2-1
 - NRC draft EA Section 3.6.1 Affected Environment, page 3-32
- Aging management
 - CEG ER Section 2.4 Programs and Activities for Managing the Effects of Aging, page 2-16
 - NRC draft EA Section 2.2 Proposed Federal Action, page 2-1
- Routine maintenance, refurbishment, replacement
 - ER Section 2.2 General Plan Information, page 2-1 to 2-12
 - NRC draft EA Section 3, entire section of the EA it is discussed
- Construction and excavation activities
 - no planned activities
 - NRC draft EA Section 3.6.2 Environmental Consequences, page 3-38
- Shoreline stabilization and water management activities
 - CEG ER Section 3.5.3.1 Erosion Potential, page 3-44
- Transmission line activities
 - CEG ER Section 2.2.4 Power Transmission System, page 2-7
- Security activities, access routes
 - CEG ER Section 2.2 General Plan Information, page 2-1 to 2-12
- Vegetation management
 - CEG ER Section 3.7.1.2 Site and Vicinity – Terrestrial Resources, page 3-98
- Staging activities
 - CEG ER Section 7.2.3.1.1 Land Use, page 7-10
- Decommissioning activities
 - No planned decommissioning at this time
 - CEG ER Section 2.6 Alternatives to the Proposed Action, page 2-25
 - CEG ER Section 7.1.1 Decommissioning Impacts, page 7-2
 - NRC draft EA Section 2.4 No-Action Alternative, page 2-3

Second bullet: Maps and GIS-compatible spatial data showing the proposed APE; the plant property boundary; all transmission lines and substations including access routes; temporary and permanent work areas; lay down and staging areas; areas of past ground disturbance and areas where future ground disturbance is anticipated; shoreline stabilization and water-related infrastructure; and all areas beyond the current site boundary where work may take place.

- See applicable maps in CEG ER: [ML26084A185](#)
 - Figure 2.2-2: In-Scope Transmission Lines (p. 2-15)
 - Figure 3.1-1: Ginna Site Layout (p. 3-5)
 - Figure 3.1-2: Site Area and Topography (p. 3-6)
 - Figure 3.1-3: Ginna Site and 6-Mile Radius (p. 3-7)
 - Figure 3.1-4: Ginna Site and 50-Mile Region (p. 3-8)
 - Figure 3.1-5: Federal, State, and Local Lands Within a 6-Mile Radius (p. 3-9)
 - Figure 3.1-6: Federal, State, and Local Lands Within a 50-Mile Radius (p. 3-10)
 - Figure 3.2-1: Land Use/Land Cover – Ginna Site (p. 3-17)
 - Figure 3.2-2: Land Use/Land Cover – 6-Mile Radius (p. 3-18)
- GIS shapefiles of the APE
 - Nine Mile Point (NMP) APE zip file (enclosed)
- APE maps: [ML26174A024](#) (three pdf files also enclosed)
- NRC draft EA
 - Figure 2-1, Nine Mile Point Nuclear Station Unit 1 Layout, page 2-2
 - Figure 3-3, Area of Potential Effects, page 3-34
- No work is planned to occur outside the site boundary

Third bullet: All previous cultural-resources studies, archaeological surveys and site records, architectural-history surveys and evaluation reports, architectural historians' site files, previous eligibility determination reports, past monitoring records, previous Section 106 consultation correspondence, National Register of Historic Places inventory files, and other

records you are using to develop the APE or to undertake your Section 106 review.

- Reports
 - *Architectural History Survey of Nine Mile Point Nuclear Station, Scriba, Oswego County, New York* (SEARCH, September 2025); available at [ML26218A257](#)
 - *Archaeological Reconnaissance Survey of Nine Mile Point Nuclear Station, Oswego County, New York* (SEARCH, June 2025); available at [ML26230A122](#)
 - Application and environmental report: [ML26084A179](#)
 - NRC draft EA, Section 3.6 Historic and Cultural Resources, page 3-32
- Previous correspondence for the current undertaking
 - Section 106 initiation with federally recognized Tribes: [ML26174A018](#)
 - Section 106 initiation with NY SHPO and NOAA: [ML26174A270](#)
 - Initiation response from NY SHPO: [ML26204A107](#)
 - Section 106 eligibility and effect consultation with federally recognized Tribes: [ML26232A229](#)
 - Section 106 eligibility and effect consultation with NY SHPO and NOAA: [ML26232A209](#)
 - Eligibility and effect response from NY SHPO: [ML26272A143](#)
 - Eligibility and effect response from Seneca Nation: [ML26273A156](#)
 - NRC response to Seneca Nation: [ML26273A289](#)
 - Eligibility and effect response from Onondaga Nation: [ML26272A147](#)

Fourth bullet: any additional information on the scope, date, methodology, evaluator qualifications, and findings of previous archaeological identification efforts, including a discussion on whether previous surveys and documentation would meet current professional and Seneca Nation expectations for identifying archaeological sites and other culturally significant landscapes.

- Scope, date, survey methodology, consultant qualifications, previous findings, and previous surveys can be reviewed in the referenced reports in Request #4
- Applicable investigations satisfy modern standards and were acceptable to the NY SHPO
- NRC staff perform an independent analysis and evaluation of recommendations of eligibility and effect made by consultants; in this case, Beau Goldstein (NRC cultural resources technical staff) has over 25 years of experience in the field and is a Registered Professional Archaeologist, and is supported by Lindsey Renauld (PNNL cultural resources technical staff) who has 15 years of experience in the field and is a Registered Professional Archaeologist

Fifth bullet: a projected schedule for consultation, field investigations, identification and evaluation of historic properties, effects assessments, development of avoidance and minimization measures, and any anticipated identification, eligibility or effects determinations under Section 106.

**Nine Mile Point
Schedule**

Activity	Date
Section 106 initiation with federally recognized Tribes: ML26174A018	Jul-26
Section 106 initiation with NY SHPO and NOAA: ML26174A270	Jul-26

Initiation response from NY SHPO: ML26204A107	Jul-26
Section 106 eligibility and effect consultation with federally recognized Tribes: ML26232A229	Aug-26
Section 106 eligibility and effect consultation with NY SHPO and NOAA: ML26232A209	Aug-26
Eligibility and effect response from NY SHPO: ML26272A143	Sep-26
Eligibility and effect response from Seneca Nation: ML26273A156	Sep-26
NRC response to Seneca Nation: ML26273A289	Sep-26
Eligibility and effect response from Onondaga Nation: ML26272A147	Sep-26
Issue Draft EA to NY State and Seneca Nation	Nov-26*
Hold Initial meetings with Seneca Nation	Oct-26
Hold additional meeting with Seneca Nation	Nov 26
Conclusion of Section 106 consultation	Dec-26
Issue Final EA	Jan-27**
* While the published milestone is Nov-2026, the actual date is Oct 6, 2026 ** The published milestone is Jan-2027; however staff is working towards a Dec-2026 internal date	

- Field investigations, identification, and evaluation and effects assessment of identified resources complete (see Request #4 for reports and correspondence)
- Avoidance and minimization measures: see Section 3.8.6 (page 3-173) of the CEG ER ([ML26084A179](#)) for cultural resources procedures, which are also discussed in the NRC draft EA Section 3.6 Historic and Cultural Resources, page 3-32

Sixth bullet: clarification of all consulting parties including the New York State Historic Preservation Office, as well as clarification on what role, if any, CEG will have in preparing cultural resources reports or providing outreach on behalf of the NRC.

- Consulting parties: see Request #4
- CEG role: applicants/licensees are encouraged to perform outreach/coordination with applicable Tribes and SHPO before submitting an application to the NRC, but they are not required to do so. NHPA compliance is a federal agency requirement and the NRC performs Section 106 consultation. Cultural resources reports are prepared by professional consultants retained by an applicant/licensee; the NRC staff perform an independent analysis and review, which informs Section 106 findings of eligibility and effect, and consultation