

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50–334 and 50–412; NRC–2008–0531]

Firstenergy Nuclear Operating Company; Notice of Availability of the Final Supplement 36 to the Generic Environmental Impact Statement for License Renewal of Nuclear Plants, Regarding the License Renewal of Beaver Valley Power Station, Units 1 and 2

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission or NRC) has published a final plant-specific supplement to the “Generic Environmental Impact Statement for License Renewal of Nuclear Plants (GEIS),” NUREG–1437, regarding the renewal of operating licenses DPR–66 and NPF–73 for an additional 20 years of operation for the Beaver Valley Power Station, Units 1 and 2, which are located in Shippingport, PA about 25 miles northwest of Pittsburgh, PA. Possible alternatives to the proposed action (license renewal) include no action and reasonable alternative energy sources.

As discussed in Section 9.3 of the final Supplement 36, based on: (1) The analysis and findings in the GEIS; (2) the Environmental Report submitted by FirstEnergy Nuclear Operating Company; (3) consultation with Federal, State, and local agencies; (4) the NRC staff’s own independent review; and (5) the NRC staff’s consideration of public comments during the scoping and draft Supplemental Environment Impact Statement (SEIS) comment period, the recommendation of the staff is that the Commission determine that the adverse environmental impacts of license renewal for BVPS Units 1 and 2 are not so great that preserving the option of license renewal for energy-planning decision makers would be unreasonable.

The final Supplement 36 to the GEIS is publicly available at the NRC Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852, or from the NRC’s Agencywide Documents Access and Management System (ADAMS). The ADAMS Public Electronic Reading Room is accessible at <http://adamswebsearch.nrc.gov/dologin.htm>. The Accession Number for the final Supplement 36 to the GEIS is ML091260011. Persons who do not have access to ADAMS, or who encounter problems in accessing the documents located in ADAMS, should contact the NRC’s PDR reference staff by telephone at 1–800–397–4209, or 301–415–4737, or by e-mail at pdr.resource@nrc.gov. In

addition, the following libraries have agreed to make the final SEIS available for public inspection.

- Beaver Area Memorial Library, 100 College Ave., Beaver, PA 15009–2704, telephone 724–775–1132
- Beaver County Library System, 1 Campus Drive, Monaca, PA 15061, telephone 724–728–3737

FOR FURTHER INFORMATION, CONTACT: Mr. Emmanuel Sayoc, Projects Branch 2, Division of License Renewal, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Mail Stop O–11F1, Washington, DC 20555–0001. Mr. Emmanuel Sayoc may be contacted by telephone at 1–800–368–5642, extension 1924 or by e-mail at Emmanuel.Sayoc@nrc.gov.

Dated at Rockville, Maryland, this 14th day of May, 2009. For the Nuclear Regulatory Commission.

David J. Wrona,

Chief, Projects Branch 2, Division of License Renewal, Office of Nuclear Reactor Regulation.

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NUCLEAR REGULATORY COMMISSION

[Docket No. 52–038; NRC–2008–0581]

Nine Mile Point 3 Nuclear Project, LLC and UniStar Nuclear Operating Services, LLC; Nine Mile Point 3 Nuclear Power Plant Combined License Application; Notice of Intent To Prepare an Environmental Impact Statement and Conduct Scoping

Nine Mile Point 3 Nuclear Project, LLC and UniStar Nuclear Operating Services, LLC have submitted an application for a combined license (COL) to build Unit 3 at its Nine Mile Point Nuclear Power Plant (NMPNPP) site, located on approximately 921 acres in Oswego County, New York on Lake Ontario, approximately five miles north-northeast of Oswego, New York. Nine Mile Point 3 Nuclear Project, LLC and UniStar Nuclear Operating Services, LLC submitted the application for the COL to the U.S. Nuclear Regulatory Commission (NRC) by letter dated September 30, 2008, pursuant to Title 10 of the Code of Federal Regulations (10 CFR) Part 52. A notice of receipt and availability of the application, including the Environmental Report (ER), was published in the **Federal Register** on Tuesday, October 28, 2008 (73 FR 63998). A notice of acceptance for docketing of the application for the COL was published in the **Federal Register** on December 19, 2008 (73 FR 77862). A

notice of hearing and opportunity to petition for leave to intervene in the proceeding on the application will be published in a future **Federal Register** Notice. The purposes of this notice of intent are (1) to inform the public that the NRC staff will be preparing an environmental impact statement (EIS) as part of the review of the application for the COL and (2) to provide the public with an opportunity to participate in the environmental scoping process as defined in 10 CFR 51.29.

In addition, as outlined in 36 CFR 800.8(c), “Coordination with the National Environmental Policy Act,” the NRC staff plans to coordinate compliance with Section 106 of the National Historic Preservation Act (NHPA) with steps taken to meet the requirements of the National Environmental Policy Act of 1969, as amended (NEPA). Pursuant to 36 CFR 800.8(c), the NRC staff intends to use the process and documentation for the preparation of the EIS on the proposed action to comply with Section 106 of the NHPA in lieu of the procedures set forth at 36 CFR 800.3 through 800.6.

In accordance with 10 CFR 51.45 and 51.50, Nine Mile Point 3 Nuclear Project, LLC and UniStar Nuclear Operating Services, LLC submitted the ER as part of the application. The ER was prepared pursuant to 10 CFR Parts 51 and 52 and is available for public inspection at the NRC Public Document Room (PDR) located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland 20852, or from the Publicly Available Records (PARS) component of NRC’s Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible at <http://www.nrc.gov/reading-rm/adams.html> which provides access through the NRC’s Electronic Reading Room (ERR) link. The accession number in ADAMS for the environmental report is ML090970496. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC’s PDR Reference staff at 1–800–397–4209/301–415–4737 or by e-mail to pdr.resource@nrc.gov. The application may also be viewed on the Internet at <http://www.nrc.gov/reactors/new-reactors/col/nine-mile-point.html>. In addition, both the Oswego Public Library at 120 East First Street, Oswego, New York and SUNY Oswego Penfield Library at 7060 State Route 104, Oswego, New York have agreed to make the ER available for public inspection.

The following key reference documents related to the application and the NRC staff’s review processes are