

September 4, 2007

Dr. W. Ray Luce, Division Director and Deputy SHPO
State Historic Preservation Officer
Historic Preservation Division
Department of Natural Resources
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Atlanta, GA 0303-2316

SUBJECT: EARLY SITE PERMIT REVIEW FOR THE VOGTLE ELECTRIC GENERATING
PLANT (VEGP) SITE

Dear Dr. Luce:

The U.S. Nuclear Regulatory Commission (NRC) staff contacted you by letter dated October 12, 2006, in regard to an application for an early site permit (ESP) for the potential future construction of one or more new nuclear power plants. If built, the new unit(s) would be located at the existing Vogtle Electric Generating Plant (VEGP) site, which is located on a Coastal Plain bluff on the southwest side of the Savannah River in eastern Burke County, Georgia.

The NRC staff prepared its draft environmental impact statement (EIS) under the provisions of Title 10 of the Code of *Federal Regulations* Part 51 (10 CFR Part 51), the NRC rules that implement the National Environmental Policy Act of 1969, as amended (NEPA). In addition, as outlined in 36 CFR 800.8, "Coordination with the National Environmental Policy Act," the NRC plans to coordinate compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (NHPA) in meeting the requirements of NEPA. In accordance with our letter to you dated October 12, 2006, a copy of the draft EIS is enclosed. We are requesting your comments on the draft EIS and on our preliminary conclusions regarding historic properties.

If approved, the ESP will document the NRC staff's determination regarding the suitability of the proposed site for the construction and operation of one or more new nuclear plants. The ESP would not authorize the applicant to begin construction of the unit(s). However, in its review, the NRC staff will evaluate the environmental impacts of construction and operation and will also consider alternatives, including alternative sites.

Southern Nuclear Operating Company, Inc. (Southern) has also included a site redress plan in its application in accordance with 10 CFR 52.17(c) and 52.25. If a site redress plan is included in an ESP approved by the NRC, the applicant may carry out certain site preparation and limited construction activities. See Part 4 of the application for the associated site redress plan. Southern would still be required to obtain the appropriate local, State, and other Federal permits required for these activities prior to starting work.

In the context of the NHPA, the NRC staff has determined that the area of potential effects (APE) for this ESP review is the area at the power plant site and its immediate environs which may be impacted by land-disturbing activities associated with the construction and operation of the new unit(s).

Dr. W. Ray Luce

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The APE may extend beyond the immediate environs in those instances where these land-disturbing activities may potentially have an effect on known or proposed historic sites. This determination is made irrespective of ownership or control of the lands of interest.

In its application, Southern has stated that, prior to any activities that would disturb existing ground conditions, it would assess the need, in coordination with the Georgia Historic Preservation Division, to undertake subsurface investigations for the identification of potentially significant historic or cultural resources in the area(s) to be disturbed. In addition, Southern has stated that it would implement the necessary administrative steps to make proper notifications in the event of an unanticipated discovery (including human remains).

Pursuant to 36 CFR 800.2(c)(2)(ii), the NRC staff has conducted an environmental audit at the site and has reviewed historic and archaeological records. The NRC staff also contacted twenty-five Native American Tribes identified as having potential interest in the proposed undertaking. To date, no comments have been received.

In the context of the NEPA, under which the draft environmental impact statement was prepared, the NRC staff's preliminary determination is that the impact granting the ESP on historical and archaeological resources is moderate, and additional mitigation might be warranted. Under the provisions of the NHPA, the NRC staff's preliminary determination is that no historic properties will be affected by the proposed action.

Please note that the period for public comment expires on November 28, 2007. If your office requires additional time, or if there are any other questions regarding this correspondence, please have your representative contact me at 301-415-3053 or by email at MDN@nrc.gov.

Sincerely,

/RA/

Mark D. Notich, Environmental Project Manager
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Docket No.: 52-011

Enclosure: As stated

cc w/o encl: See next page

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ADAMS ACCESSION No.: ML072470645

*See Concurrence Previous

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DATE	08/24/2007	08/21//2007	08/30/2007	08/29/2007	08/31/2007

OFFICIAL RECORD COPY

Letter to Dr. W Ray Luce from Mark D. Notich dated: September 4, 2007

SUBJECT: EARLY SITE PERMIT REVIEW FOR THE VOGTLE ELECTRIC GENERATING
PLANT (VEGP) SITE

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