

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

In the Matter of

CONSOLIDATED EDISON COMPANY OF  
NEW YORK (INDIAN POINT, UNIT 2)

POWER AUTHORITY OF THE STATE OF  
NEW YORK (INDIAN POINT, UNIT 3)

'82 AGO 31 P12:07

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
Docket No. 50-247-SP  
BRANCH 50-286-3P

August 30, 1982

PARENTS CONCERNED ABOUT INDIAN POINT  
RESPONSE TO NRC SECRETARY CHILK'S LETTER  
OF AUGUST 23, 1982

PARENTS CONCERNED ABOUT INDIAN POINT received a copy of your letter of August 23, and offers the following comments in addition to arguments made by attorneys for UCS/NYPIRG, with which we concur.

- I. THE TESTIMONY PRESENTED BY PARENTS CONCERNED ABOUT INDIAN POINT IS ESSENTIAL TO CORRECT MAJOR DEFICIENCIES NOTED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY.

PARENTS cannot agree with the opinion stated in your letter of August 23, "that to hear testimony regarding what is likely to be a rapidly changing situation would be wasteful of the time and the resources of the Board and the parties..."

Far from wasting time and resources, testimony from intervenor witnesses would be most useful in revising the current emergency plans. One of FEMA's major concerns in its "Interim Findings"\* is Planning Standard J - Protective Response, (page 18). The plans are "significantly deficient" because "authority and capabilities for

\*"Interim Findings on the Adequacy of Radiological Emergency Response Preparation of State and Local Governments at the Indian Point Nuclear Power Station," July 30, 1982. All page numbers refer to this document.

obtaining necessary information is not clearly defined..." Nancy Elliott, Supervisor of the Town of Yorktown, and John Iurato, Assistant Principal of Croton-Harmon High School, are two of PARENTS' witnesses also concerned by the deficiency in this planning standard. These witnesses can inform the planners of the specific information they will need to fulfill their responsibilities. Many lives will depend on the confidence that they have in the source of that information.

Another reason that Planning Standard J is seriously deficient is that the "means for notifying all segments of the transient and resident population are not adequately described..." As Richard Altschuler mentioned in his pre-filed testimony, no real attempt was made to identify the target populations.

Judy Kesselman, Co-ordinator of Suburban Schools, Tiorati, Harrison State Park, and Ronnie and Paul Schwartz, a teacher and the director at Camp Rainbow in Croton-on-Hudson, are people who deal daily with transient populations. They would have information as to how their client populations can best be notified.

The media has not been adequately prepared to notify the affected population. Beth Waterfall, Betty Ramey, and Professor Donald Smith can advise planners how best to guide media representatives. Hearing the testimony of Luis del Pilar, Affirmative Action Co-ordinator, Rockland County, will help in notifying the Spanish-speaking community. Clifford and Nancy Rowley are deaf parents active as advocates for the deaf. Their expertise is essential to making plans for notifying the deaf population.

"Evacuation of non-institutionalized mobility-impaired persons is not addressed." Handicapped people must be involved in planning for their own emergency response. Evan Litty and Hattie Coffee, wheelchair-bound witnesses for PARENTS, can assess the viability of the plans.

"Commitments from public and private bus operators are not available." Transport Workers Union leader Sonny Hall, independent contractors Seth Corwin and Tom Turner, school bus driver Fern Narod-Shaiek, and Yorktown Central Schools Transportation Officer Richard Alexander, are only representative of the hundreds of bus personnel who should be consulted in plan revisions.

II. TESTIMONY OF WITNESSES FOR PARENTS CONCERNED ABOUT INDIAN POINT WILL SHOW MAJOR DEFICIENCIES IN PLANNING STANDARDS THAT FEMA CONSIDERED TO BE MINOR.

While FEMA noted deficiencies in 14 out of 15 planning standards, only five were ranked as "significant." If the only criteria for successful planning is the five significant deficiencies contained in the FEMA "Interim Findings," flaws noted by our witnesses will not be corrected.

Planning Standard A, Assignment of Responsibility: "Revisions of the State REPP submitted to the RAC still contain a conflict in primary organizational responsibility for transportation." (page 8) Planning to date shows a lack of understanding of the functioning of county departments of transportation and school district bus arrangements. The government has no direct authority over bus drivers, as witness Cleland S. Conklin, Superintendent of Building, Grounds and Transportation in the South Orange School District elaborates.

Planning Standard C - Emergency Response Support and Resources: "Agreement letters from support organizations in state and county plans are missing." (page 9) PARENTS is concerned that perfunctory assurances from supervisors are the goal of current revisions rather than a demonstrated commitment from the emergency workers themselves. Planners should hear from ambulance corps volunteers such as Earle Ellefson, Edward Connelly, and Albert Johnson, as well as fire-fighters such as Stanley Brooker.

Our experience with the planning effort to date is that unsubstantiated assurances have been given. The emergency planning booklet, "Indian Point, Emergency Planning, and You, " is a case in point. A reader would conclude that school reception centers are fully prepared to welcome evacuees but Anthony J. Napoli, Principal of Port Chester High School, will testify that he has been inadequately informed.

Planning Standard F - Emergency Communications: "Overall, deficiencies in this planning standard were considered minor." (page 12) PARENTS cannot agree with this assessment:

Richard Wishnie, Supervisor, Town of Ossining  
Richard Herbek, Village Manager, Croton-on-Hudson  
Ronald Goldfarb, Chief of Police, Village of Ossining  
Anita Curran, Commissioner, Westchester County Department  
of Health  
Ruth Northrup, Rockland County Department of Social Services  
Chief Kralik, Rockland County Sheriff's Department  
Leon Bock, Superintendent, Lakeland Central School District

are only a few of the responsible officials who have submitted testimony emphasizing the practical problems communication will pose in a radiological emergency. No revisions will be adequate while these officials remain unable to communicate with their emergency workers without relying on the telephone.

At a meeting on April 19, 1982 with licensees and county officials, local Bell Telephone representatives admitted the possibility that "any public orders to evacuate or to prepare for evacuation would probably result in a traffic overload on central offices within the Emergency Planning Zone."

III. TESTIMONY OF WITNESSES FOR PARENTS CONCERNED ABOUT INDIAN POINT WILL SHOW MAJOR DEFICIENCIES IN PLANNING PROCEDURES NOT ADDRESSED BY FEMA.

Some of PARENTS' strongest criticisms of the plans will not be subject to revision because they were not noted as significant deficiencies by FEMA and are not covered by NRC/FEMA guidelines.

One prime example is the issue of evacuation of school children. The plan requires students to be evacuated by the school administration while parents proceed in a different direction. Dr. Barry Brazelton points out in his pre-filed testimony that this provision contradicts our strongest parental instinct, to be with and to care for our children in danger.

Kathy Pierpont, Karen Ford, Sheilah Rechtschaffer, and Daniela Misch are among the many parents willing to testify that they will not obey this order.

That such a major flaw in the plans is not even considered in NRC guidelines or FEMA planning standards shows a disturbing lack of sensitivity to human behavior.

IV. CONCLUSION

Any fact finding procedure which evaluates emergency planning merely according to paper guidelines is grossly inadequate to correct the difficulties of a timely evacuation. If area residents and responsible workers are involved in the planning process the

public would have a greater commitment to making the plans work. If the plans can be improved, these witnesses are among the people who can do it. NOW is the time for the public to communicate their knowledge and expertise: to the ASLB, to the NRC, to FEMA, and to each other. If the standard by which the public will judge this plan is not recognized and met, confidence in official government information and orders will be destroyed.

Therefore, PARENTS feels that our witnesses should be heard without any more delay. We are concerned that the NRC may have gravely undermined the authority and credibility of the ASLB by intruding into this proceeding. In the future the licensees can be expected to bypass the ASLB by appealing directly to the Commission on any adverse ruling.

Furthermore, we consider an informal letter from Mr. Samuel J. Chilk, which did not have the full consideration of all the commissioners and which gave no encouragement for intervenor comment, to be highly questionable. If this letter is allowed to stand, it will suggest that the Commission is more concerned about its responsibility and potential liability to the licensees than to the public.

August 30, 1982

Service list attached

Respectfully Submitted

*Pat Posner*

Pat Posner

*Julianna FreeHand*

Julianna FreeHand

PARENTS CONCERNED ABOUT  
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