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**Ticket Number:** 020050212

**Document Date:** 09/30/2005

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**From:**

Henry Barton

**TACs:**

MC8660 MC8661

**To:**

Chairman Diaz

**\*\*\* YELLOW \*\*\***

**For Signature of:**

**Routing:**

Dyer  
Borchardt  
Sheron  
NRR Mailroom

**Description:**

Sense Resolution N. 58-2005-Sense of the Legislature Resolution in opposition to  
the re-licensing of Indian Point 2 and 3

**Assigned To:**

DRIP

**Contact:**

MATTHEWS, DAVID B

**Special Instructions:**

OFFICE OF THE SECRETARY  
CORRESPONDENCE CONTROL TICKET

Ticket ? Yes DR1  
~~Public~~ - Non Public  
~~Sensitive~~ - Non Sensitive

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ACTION OFFICE: EDO

To: Dyer, NRR

cys: EDO  
DEDMRS  
DEDR  
DEDIA  
AO  
RI  
STP

AUTHOR: Henry Barton

AFFILIATION: NY

ADDRESSEE: Nils Diaz

SUBJECT: Sense Resolution N. 58-2005--Sense of the Legislature Resolution in oppositon to the re-liensing of Indian Point 2 and Indian Point 3

ACTION: .Appropriate

DISTRIBUTION: RF

LETTER DATE: 09/30/2005

ACKNOWLEDGED No

SPECIAL HANDLING:

NOTES:

FILE LOCATION: ADAMS

DATE DUE:

DATE SIGNED:

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**OFFICE OF THE COUNTY LEGISLATURE  
COUNTY OF SUFFOLK**



**WILLIAM H. ROGERS BUILDING  
725 VETERANS MEMORIAL HIGHWAY  
SMITHTOWN, NEW YORK 11787-4311**

**HENRY L. BARTON, JR.  
CLERK OF THE LEGISLATURE  
(631) 853-4074**

**September 30, 2005**

**Mr. Nils Diaz, Chairman  
US Nuclear Regulatory Commission  
11555 Rockville Pike  
Rockville, Maryland 20852  
Mail Stop 016C1**

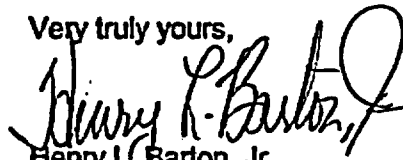
**Dear Mr. Diaz:**

**Enclosed please find a copy of the following sense resolution that was adopted by the Suffolk County Legislature on September 27, 2005.**

**Sense Resolution No. 58-2005 - SENSE OF THE LEGISLATURE RESOLUTION IN  
OPPOSITION TO THE RE-LICENSING OF INDIAN POINT 2 AND INDIAN POINT 3**

**It would be appreciated if you would indicate the sense resolution number should you wish to respond. If you have any questions, please call (631) 853-4074 or write to me at the Suffolk County Legislature, William H. Rogers Bldg., 725 Veterans Memorial Hwy., Smithtown, New York 11787.**

**Very truly yours,**

  
**Henry L. Barton, Jr.  
Clerk of the Legislature**

**HLB:db  
Enclosure**

**SENSE OF THE LEGISLATURE RESOLUTION IN  
OPPOSITION TO THE RE-LICENSING OF INDIAN POINT 2  
AND INDIAN POINT 3**

**WHEREAS**, Entergy Corp., owner and operator of the Indian Point Nuclear Power Plants, have expressed their intent to apply for and be granted an operating license extension of 20 years for Indian Point 2 and 3; and

**WHEREAS**, many municipalities in New York and New Jersey have filed and had resolutions passed in opposition to the operating license extension; and

**WHEREAS**, Suffolk County would like to join the coalition opposing the re-licensing of Indian Point 2 and Indian Point 3; and

**WHEREAS**, Indian Point 2 and 3 were initially licensed based on Nuclear Regulatory Commission (NRC) regulations promulgated over 30 years ago, and if plant owners were to apply for a license to operate a nuclear power plant at the Indian Point site today, it would not likely be granted by NRC under its current standard and regulations, specifically prohibiting the siting of nuclear power plants based on the population density considerations; and

**WHEREAS**, taking into consideration the current NRC licensing requirements for a nuclear power plant, Indian Point's aging plants and equipment, the multiple, newer energy options available today, and the constant threat of being a prime target for an act of terrorism, it is the responsibility of this lawmaking body, in the interest of public safety, to call on the NRC to dismiss future applications and not grant their renewal; now, therefore, be it

**1st RESOLVED**, that this Legislature hereby opposes the re-licensing of Indian Point 2 and Indian Point 3 when their current licenses expire in 2013 and 2015, and be it further

**2nd RESOLVED**, that the NRC prohibit Entergy Corporation's Indian Point 2 and Indian Point 3 from being re-licensed, and to make this finding as soon as possible so that all concerned and involved parties can devote their time and resources to finding alternatives to the existing nuclear power plants; and be it further

**3rd RESOLVED**, that the Clerk of this Legislature is hereby directed to forward copies of this Resolution to President Bush; to Senators Charles E. Schumer and Hillary Rodham Clinton; to the Majority and Minority Leaders of the United States Senate; to the Majority and Minority Leaders of the United States House of Representatives; and to Congressmen Timothy Bishop, Carolyn McCarthy, Steve Israel, Gary Ackerman, and Peter King; and to U.S. Nuclear Regulatory Commission Members, Chairman Nils Diaz, Commissioner Jeffrey S. Merrifield, Commissioner Gregory Jaczko and Commissioner Peter Lyons.

**DATED: September 27, 2005**

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