



North Carolina Department of Environment and Natural Resources

Division of Coastal Management

Braxton C. Davis

Director

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Secretary

August 13, 2012

Julie Olivier  
GLE Licensing Manager  
Global Laser Enrichment  
PO Box 70 -M/C H-10  
Wilmington, NC 28401

SUBJECT: **CD12-091** - Consistency Certification for Proposed Construction and Operation of a Uranium Enrichment Facility, Wilmington, New Hanover County, North Carolina (DCM#20120061)

Dear Ms. Olivier:

We received the consistency certification of Global Laser Enrichment ("*Applicant*") on June 28, 2012 for the proposed construction and operation of a uranium enrichment facility west of NC Highway 133 approximately six miles north of the City of Wilmington, New Hanover County, North Carolina.

To solicit public comments, the North Carolina Division of Coastal Management (DCM) circulated a description of the proposed project to State agencies that would have a regulatory interest in the proposed development. No comments were received asserting that the proposed project would be inconsistent with the State's coastal program. However, comments were received by DCM concerning the necessity of the proposed project to obtain an erosion and sedimentation control plan and for clarification of the project to potentially affect resource protection areas.

DCM has conditioned the proposed project to obtain an erosion and sedimentation control plan prior to the initiation of any land disturbing activities. The Applicant, in a response dated August 1, 2012 summarized that Global Laser Enrichment (GLE) is committed to resource protection, has a monitoring program, and will continue to work closely with Local and State agencies to assure that project impacts are minimized. The response provided by GLE resolved the concerns raised by New Hanover County and the North Carolina's Natural Heritage Program.

The DCM has reviewed the consistency submission pursuant to the management objectives and relevant enforceable policies of Subchapters 7H and 7M of Chapter 7 of Title 15A of the North Carolina Administrative Code which are a part of the State's certified coastal management program. Based on this review, DCM concurs, as conditioned below, that the proposed project is consistent with North Carolina's coastal management program. The Applicant shall comply with the following conditions of concurrence.

- The Applicant, prior to initiating any land disturbing activities, shall obtain the approval of the NC Division of Land Resources of an erosion and sedimentation control plan. The Applicant shall comply with the requirements of the approved erosion and sedimentation control plan. A copy of the plan approval shall be forwarded to DCM.

Should the project be modified, a revised consistency certification could be necessary. This might take the form of either a supplemental consistency certification pursuant to 15 CFR 930.66, or a new consistency certification pursuant to 15 CFR 930.57. Likewise, if further project assessments reveal environmental impacts not previously considered by the proposed development, a supplemental consistency certification might be required. If you have any questions, please contact Stephen Rynas at 252-808-2808 x209. Thank you for your consideration of the North Carolina Coastal Management Program.

Sincerely,



Doug Huggett  
Manager, Major Permits and Consistency Unit

Cc: Debbie Wilson, Division of Coastal Management  
Jennifer Davis, Nuclear Regulatory Commission  
Emily Hughes, U.S. Army Corps of Engineers