

PIEnvISFSIPEm Resource

From: Trefethen, Jean
Sent: Monday, February 11, 2013 10:50 AM
To: hjwestra@cox.net
Subject: FW: Westwood Study

Good morning Heather,

Here is a follow up email from Brian Zelenak regarding the Westwood report.

Have a great day.

Jean

From: Zelenak, Brian R [<mailto:brian.r.zelenak@xcelenergy.com>]
Sent: Thursday, February 07, 2013 9:46 AM
To: Trefethen, Jean
Subject: Westwood Study

Jean,

I wanted to follow-up with you as to why the Westwood Study that we recently provided was not provided confidentially (as was the Cultural Resource Management Plan, or CRMP). I did not include it as a confidential document as it is already in ADAMS as a public document. The report was included with the public version of the License Renewal Application (LRA). It can be found as Attachment A of Appendix E of the Environmental Report Supplement.

We consider the Cultural Resource Management Plan and many of the supporting surveys and studies confidential because these documents contain the location of historic properties. The Westwood Study does not contain this information. The Westwood study indicated that “no prehistoric or diagnostic historic artifacts were recovered as a result of the screening of the excavated material.” Thus, there was no basis for us to claim it as a confidential study as it does not reveal the location, character, or ownership of any historic properties subject to Section 304 of the National Historic Preservation Act.

We agree with the PIIC that the CRMP is itself confidential. However, not every document produced as a result of the existence of the CRMP contains confidential information justifying it being withheld under 10 C.F.R. § 2.390. In this case, since no historic properties were identified as a result of the survey, and the survey report did not provide information on the location, character, or ownership of other historic properties in the area, there was no information to keep confidential.

Hope this explanation helps. Please feel free to contact me if you have any questions.

Brian R. Zelenak
Xcel Energy | Responsible by Nature
Manager, Nuclear Regulatory and Policy
414 Nicollet Mall, MP-4
Mpls, MN 55401
P: 612.330.5641 **C:** 608.628.1526
E: brian.r.zelenak@xcelenergy.com

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