

B. H. Whitley
Director
Regulatory Affairs

Southern Nuclear
Operating Company, Inc.
42 Inverness Center Parkway
Birmingham, AL 35242

Tel 205.992.7079
Fax 205.992.5296



ND-15-1025

June 26, 2015

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, DC 20555-0001

In re:

Vogtle Electric Generating Plant Unit 3
Docket 52-025
Combined License Number NPF-91

Vogtle Electric Generating Plant Unit 4
Docket 52-026
Combined License Number NPF-92

Notification Required under the Environmental Protection Plan

Ladies and Gentlemen:

On February 10, 2012, the U.S. Nuclear Regulatory Commission (NRC) issued the Vogtle Electric Generating Plant (VEGP) Units 3 and 4 combined licenses (COLs) (License Nos. NPF-91 and NPF-92, respectively) to Southern Nuclear Operating Company (SNC). The COL, Appendix B - Environmental Protection Plan (EPP), Section 3 states that changes to or renewals of permits or certifications concerning aquatic or terrestrial resources shall be reported to the NRC within 30 days following the later of the date the change or renewal is approved or the date the change becomes effective.

Georgia Power Company (GPC) submitted a Pre-Construction Notification (PCN), dated November 20, 2012, pursuant to Nationwide Permit No. 12 (NWP 12) – Utility Line Activities, to the U.S. Army Corps of Engineers (Corps), Savannah District. This PCN was submitted to support construction of a new 500 kilovolt (kV) transmission line from VEGP, Units 3 and 4 to the Thomson Primary substation in Warren County, Georgia. Concurrent with submittal to the Corps, SNC provided a copy of the PCN to the NRC in notification letter ND-12-1779. On September 26, 2013 the Corps notified GPC that the proposed activity was authorized under NWP 12.

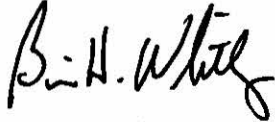
During construction of the Thomson-Vogtle transmission line, a slight adjustment was required between the location of two transmission line towers in and adjacent to jurisdictional Water of the US, resulting in a change to the above referenced activities approved under NWP 12. As a result, a new PCN was submitted to the Corps and a copy provided to the NRC on April 16, 2015 (ND-15-0746). The new PCN has been approved by the Corps.

Please find enclosed a copy of the Corps approved authorization under NWP 12 (associated with ND-15-0746) for the construction of the new Thomson-Vogtle 500 kV transmission line, received by SNC on June 4, 2015.

This letter and its enclosures contain no regulatory commitments. Should you have any questions, please contact Dale Fulton at (205) 992-7536.

Respectfully submitted,

SOUTHERN NUCLEAR OPERATING COMPANY

A handwritten signature in black ink, appearing to read "B. H. Whitley". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

B. H. Whitley

BHW/CHG/ljs

Enclosure: Army Corps of Engineers approved authorization under Nationwide Permit NWP No. 12 (associated with ND-15-0746) for the construction of the new Thomson-Vogtle 500 kV transmission line, received by SNC on June 4, 2015.

cc:

Southern Nuclear Operating Company / Georgia Power Company

Mr. S. E. Kuczynski (w/o enclosure)
Mr. J. A. Miller
Mr. D. G. Bost (w/o enclosure)
Mr. M. D. Meier
Mr. M. D. Rauckhorst (w/o enclosure)
Mr. J. T. Gasser (w/o enclosure)
Mr. D. H. Jones (w/o enclosure)
Ms. K. D. Fili (w/o enclosure)
Mr. D. R. Madison
Mr. T.W. Yelverton
Mr. B. H. Whitley
Mr. C. R. Pierce
Mr. D. L. Fulton
Mr. M. J. Yox
Mr. J. C. Harrelson
Mr. W. A. Sparkman
Mr. J. P. Redd
Document Services RTYPE: VND.LI.L00
File AR.01.02.06

Nuclear Regulatory Commission

Mr. V. M. McCree (w/o enclosure)
Mr. M. Delligatti (w/o enclosure)
Mr. L. Burkhardt (w/o enclosure)
Mr. P. Kallan (w/o enclosure)
Mr. C. Patel
Ms. D. L. McGovern
Mr. B. M. Baval
Ms. R. Reyes
Ms. M. A. Sutton
Mr. M. E. Ernestes
Mr. G. Khouri
Mr. L. M. Cain
Mr. J. D. Fuller
Mr. C. B. Abbott
Ms. S. Temple
Mr. I. A. Anchondo

State of Georgia

Mr. J. H. Turner

Oglethorpe Power Corporation

Mr. M. W. Price
Ms. K. T. Haynes
Ms. A. Whaley

Municipal Electric Authority of Georgia

Mr. J. E. Fuller

Mr. S. M. Jackson

Dalton Utilities

Mr. D. Cope

CB&I

Mr. J. Simmons (w/o enclosure)

Ms. K. Stoner (w/o enclosure)

Mr. C. A. Castell

Westinghouse Electric Company, LLC

Mr. R. Easterling (w/o enclosure)

Mr. J. W. Crenshaw (w/o enclosure)

Mr. C. D. Churchman (w/o enclosure)

Mr. L. Woodcock

Mr. P. A. Russ

Mr. G. F. Couture

Mr. M. Y. Shaqqo

Other

Mr. J. E. Hesler, Bechtel Power Corporation

Ms. K. K. Patterson, Tetra Tech NUS, Inc.

Dr. W. R. Jacobs, Jr., Ph.D., GDS Associates, Inc.

Mr. S. Roetger, Georgia Public Service Commission

Ms. S. W. Kernizan, Georgia Public Service Commission

Mr. K. C. Greene, Troutman Sanders

Mr. S. Blanton, Balch Bingham

Mr. R. Grumbir, APOG

Mr. J. R. Bouknight, South Carolina Electric & Gas Company

Mr. D. Kersey, South Carolina Electric & Gas Company

Mr. B. Kitchen, Duke Energy

Mr. S. Franzone, Florida Power & Light

Southern Nuclear Operating Company
Vogtle Electric Generating Plant (VEGP) Units 3 and 4

ND-15-1025

Enclosure 1

Notification Required under the Environmental Protection Plan

(This Enclosure consists of 8 pages, including this cover page)



DEPARTMENT OF THE ARMY
SAVANNAH DISTRICT, CORPS OF ENGINEERS
100 W. OGLETHORPE AVENUE
SAVANNAH, GEORGIA 31401-3640

REPLY TO
ATTENTION OF:

Regulatory Division
SAS-2012-01016

JUNE 04 2015

Mr. William J. Candler
Georgia Power Company
2480 Maner Road
Atlanta, Georgia 30339

Dear Mr. Candler:

I refer to the Pre-Construction Notification submitted on April 13, 2015, requesting verification for use of a Nationwide Permit (NWP) No. 12 for impacts to 0.10 acre of wetland. This NWP 12 verification only supersedes the previous NWP 12 verification dated September 25, 2013, for the two areas associated with Structure 56 and Structure 57. We have enclosed both the old and new drawings to represent the changes in these two areas. The NWP 12 verification dated September 25, 2013, is still valid for all of the other areas associated with the 55.18 mile transmission line project. Georgia Power Company purchased 76.75 wetland mitigation credits from AA Shaw Wetland Mitigation Bank by wetland mitigation purchase receipt dated September 30, 2013, and 258 stream mitigation credits from Bath Branch Mitigation Bank by stream mitigation purchase receipt dated September 23, 2013. The previously performed archeological study is still applicable, and no eligible resources were proposed to be impacted by either structure in the previously permitted and currently proposed plans. A jurisdictional determination under the same project number was verified by letter dated September 19, 2013.

The wetlands/other waters on the subject property may be waters of the United States within the jurisdiction of Section 404 of the Clean Water Act (CWA) (33 United States Code (U.S.C.) 1344) and/or Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403). The placement of dredged or fill material into any waterways and/or their adjacent wetlands or mechanized land clearing of those wetlands could require prior Department of the Army authorization pursuant to Section 404.

We have completed coordination with other federal and state agencies as described in Part C (31)(d) of our NWP Program, published in the February 12, 2012, Federal Register, Vol. 77, No. 34, Pages 10184-10290 (77 FR). The NWPs and Savannah District's Regional Conditions for NWPs can be found on our website at <http://www.sas.usace.army.mil/Missions/Regulatory/Permitting/GeneralPermits/NationwidePermits.aspx>. During our coordination procedure, no adverse comments regarding the proposed work were received.

As a result of our evaluation of your project, we have determined that the proposed activity is authorized under NWP 12, as described in Part B of the NWP Program. Your use of this NWP is valid only if:

a. The activity is conducted in accordance with the information submitted and meets the conditions applicable to the NWP, as described at Part C of the NWP Program and the Savannah District's Regional Conditions for NWPs.

b. You shall obtain and comply with all appropriate federal, state, and local authorizations required for this type of activity. A stream buffer variance may be required. Variances are issued by the Director of the Georgia Environmental Protection Division (EPD), as defined in the Georgia Erosion and Sedimentation Control Act of 1975, as amended. It is our understanding that you may obtain information concerning variances at the Georgia EPD's website at www.gaepd.org or by contacting the Watershed Protection Branch at (404) 675-6240.

c. All work conducted under this permit shall be located, outlined, designed, constructed, and operated in accordance with the minimal requirements as contained in the Georgia Erosion and Sedimentation Control Act of 1975, as amended. Utilization of plans and specifications as contained in the "Manual for Erosion and Sediment Control, First Edition, 2002," published by the Georgia Soil and Water Conservation Commission or their equivalent, will aid in achieving compliance with the aforementioned minimal requirements.

d. You shall install and maintain erosion and sediment control measures in upland areas of the project site, in accordance with the Georgia Erosion and Sedimentation Control Act of 1975, as amended, to minimize the introduction of sediment into and the erosion of streams, wetlands and other waters of the United States. This permit does not authorize installation of check-dams, weirs, riprap, bulkheads or other erosion control measures in streams, wetlands or other waters of the United States. Authorization would be required from the U.S. Army Corps of Engineers prior to installing any erosion control measures in waters of the United States.

e. You shall install and maintain erosion and sediment control measures for all fill material that is authorized to be discharged in streams, wetlands and other waters of the U.S., in accordance with the Georgia Erosion and Sedimentation Control Act of 1975, as amended, and permanently stabilize fill areas at the earliest practicable date.

f. You shall notify the Corps, in writing; at least ten days in advance of commencement of work authorized by this permit.

g. You fill out and sign the enclosed certification and return it to our office within 30 days of completion of the activity authorized by this permit.

This proposal was reviewed in accordance with Section 7 of the Endangered Species Act. Based on the information we have available, we have determined that the project would have no effect on any threatened or endangered species nor any critical habitat for such species. Authorization of an activity by a NWP does not authorize the "take" of threatened or endangered species. In the absence of separate authorization, both lethal and non-lethal "takes" of protected species are in violation of the Endangered Species Act. See Part (C) of 77 FR for more information.

This verification is valid until the NWP is modified, reissued or revoked. All of the existing NWPs are scheduled to expire on March 18, 2017. It is incumbent upon you to remain informed of changes to the NWPs. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant nationwide permit is modified or revoked, you will have 12 months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP.

This authorization should not be construed to mean that any future projects requiring Department of the Army authorization would necessarily be authorized. Any new proposal, whether associated with this project or not, would be evaluated on a case-by-case basis. Any prior approvals would not be a determining factor in making a decision on any future request.

Revisions to your proposal may invalidate this authorization. In the event changes to this project are contemplated, I recommend that you coordinate with us prior to proceeding with the work.

This communication does not relieve you of any obligation or responsibility for complying with the provisions of any other laws or regulations of other federal, state or local authorities. It does not affect your liability for any damages or claims that may arise as a result of the work. It does not convey any property rights, either in real estate or material, or any exclusive privileges. It also does not affect your liability for any interference with existing or proposed federal projects. If the information you have submitted and on which the Corps bases its determination/ decision of authorization under the NWP is later found to be in error, this determination may be subject to modification, suspension, or revocation.

A copy of this letter is being provided to the following parties: Mr. John Vermont, Wetland and Ecological Consultants, LLC, 3225 South Cherokee Lane, Building 800, Woodstock, Georgia 30188; and, Mr. Marshall Williams and Mr. David Blalock, Department of Defense Clearinghouse, 101 Marietta Street, NW, Suite 3120, Atlanta, Georgia 30303.

Thank you in advance for completing our on-line Customer Survey Form located at http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey. We value your comments and appreciate your taking the time to complete a survey each time you have interaction with our office.

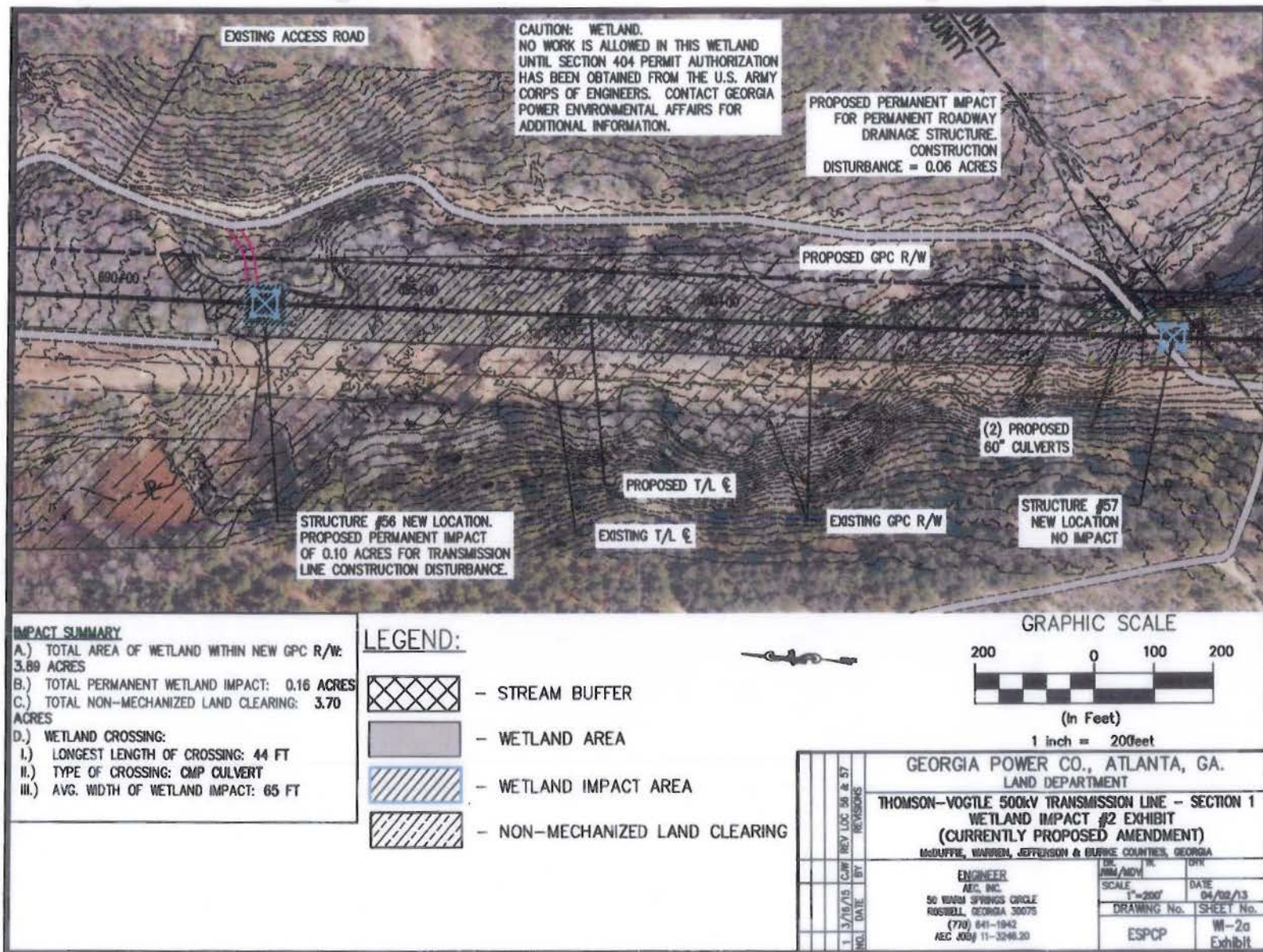
If you have any questions, please call Mr. Shaun L. Blocker, Project Manager, Coastal Branch, at 912-652-5086.

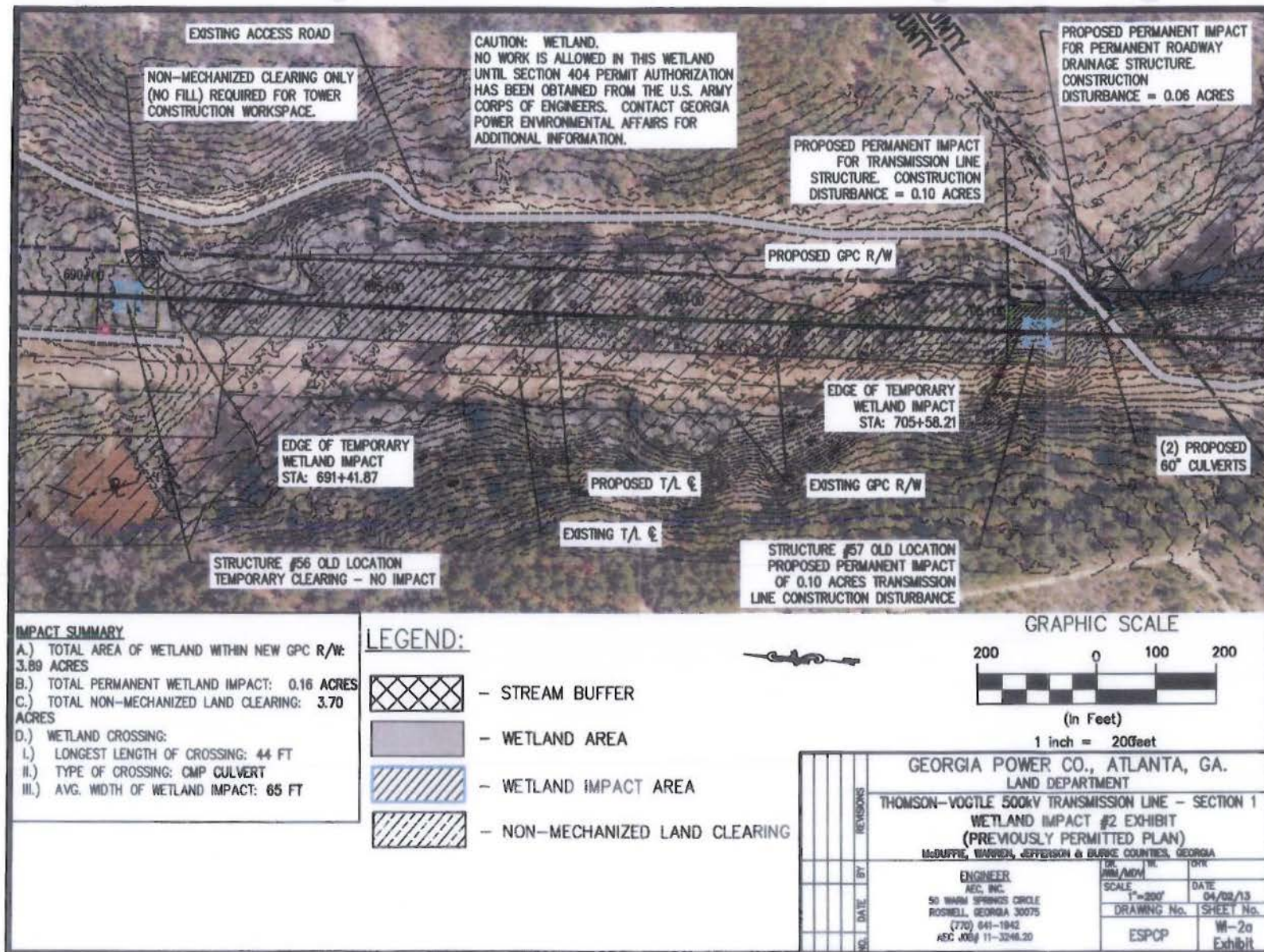
Sincerely,

A handwritten signature in dark ink, appearing to read "William M. Rutlin".

William M. Rutlin
Chief, Coastal Branch

Enclosures





CERTIFICATION OF COMPLIANCE
WITH
DEPARTMENT OF THE ARMY
NATIONWIDE PERMIT 12

PERMIT FILE NUMBER: SAS-2012-01016

PERMITTEE ADDRESS: Mr. William J. Candler, Georgia Power Company, 2480
Maner Road, Atlanta, Georgia 30339.

LOCATION OF WORK: Structure 56 and Structure 57 are south of Georgia State
Route 101 within Warren County, Georgia. (Latitude 33.290140, Longitude -
82.416918).

PROJECT DESCRIPTION: To construct Structure 56 and Structure 57 within the 55
mile 500kV transmission line corridor.

ACRES AND/OR LINEAR FEET OF WATERS OF THE US IMPACTED: 0.10 acre of
wetland.

DATE WORK IN WATERS OF US COMPLETED:

COMPENSATORY MITIGATION REQUIRED: No change in mitigation swapping
impacts.

DATE MITIGATION COMPLETED OR PURCHASED (include name of bank):
September 19, 2013 from AA Shaw and Bath Branch Mitigation Banks.

I understand that the permitted activity is subject to a U.S. Army Corps of Engineers'
Compliance Inspection. If I fail to comply with the permit conditions at Part C of the
Nationwide Permit Program, published in the February 12, 2012, Federal Register, Vol.
77, No.34, Pages 10184-10290, it may be subject to suspension, modification or
revocation.

I hereby certify that the work authorized by the above referenced permit as well as any
required mitigation (if applicable) has been completed in accordance with the terms and
conditions of the said permit.

Signature of Permittee

Date