

August 4, 2015

Gene Stilp
Taxpayers and Ratepayers United
1550 Fishing Creek Valley Road
Harrisburg, PA 17112

Dear Mr. Stilp:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

The 15 petitions requested that the NRC rescind all regulations in 10 CFR part 51 that “reach generic conclusions about the environmental impacts of severe reactor and/or spent fuel pool accidents and therefore prohibit considerations of those impacts in reactor licensing proceedings.” This request was premised upon the recommendations of the NRC’s Near-Term Task Force report, “Near-Term Task Force Review of Insights from the Fukushima Dai-ichi Accident” dated July 12, 2011 (Accession No. ML111861807 in the NRC’s Agencywide Documents Access and Management System) (NTTF report). The 15 petitions asserted that the recommendations of the NTTF report constituted “new and significant” information under the National Environmental Policy Act.

The NRC determined that the 15 petitions have not provided an adequate basis upon which the NRC could act to amend its regulations as requested. We are, therefore, denying the 15 petitions. The reasons for the denial are set forth in the enclosed notice to be submitted for publication in the *Federal Register*. Any questions you may have regarding this matter should be directed to Jenny Tobin, by calling 301-415-2328 or by e-mail to Jennifer.Tobin@nrc.gov.

Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Diane Curran
Harmon, Curran, Spielberg & Eisenberg
1726 M. Street NW Suite 600
Washington, DC 20036

Dear Ms. Curran:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Mindy Goldstein
Turner Environmental Law Clinic
Emory University Law School
1301 Clifton Road
Atlanta, GA 30322

Dear Ms. Goldstein:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Deborah Brancato, Esq.
Riverkeeper, Inc.
20 Secor Road
Ossining, NY 10562

Dear Ms. Brancato:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Paul Gunter
Beyond Nuclear
6930 Carroll Avenue, Suite 400
Takoma Park, MD 20912

Dear Mr. Gunter:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Michael Mariotte
Nuclear Information and Resource Service
6930 Carroll Avenue, Suite 340
Takoma Park, MD 20912

Dear Mr. Mariotte:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Raymond Shadis
Friends of the Coast
New England Coalition
PO Box 98
Edgecomb, ME 04556

Dear Mr. Shadis:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Robert V. Eye
Council for Intervenors
123 SE 6th Avenue, Suite 200
Topeka, KS 66603

Dear Mr. Eye:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Mary Olson
Nuclear Information and Resource Service
Southeast Office
PO Box 7586
Asheville, NC 28802

Dear Ms. Olson:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

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Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Terry J. Lodge
Counsel for Petitioners
316 N. Michigan St., Suite 520
Toledo, OH 43604

Dear Mr. Lodge:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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Sincerely,

/RA/

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

August 4, 2015

Barry J. White
Citizens Allied for Safe Energy, Inc.
10001 SW 129 Terrace
Miami, FL 33176

Dear Mr. White:

I am responding to your petition for rulemaking, submitted on August 10, 2011, which was one of 15 petitions submitted to the U.S. Nuclear Regulatory Commission (NRC) requesting that the NRC amend § 51.45, 51.53, 51.95 and appendix B to subpart A of Part 51 of Title 10 of the *Code of Federal Regulations* (10 CFR). Specifically, these 15 petitions requested that the NRC rescind its regulations that make generic determinations about the environmental impacts of severe reactor accidents and accidents arising from the onsite storage of spent fuel. The NRC docketed these petitions and published a notice of receipt in the *Federal Register* on November 10, 2011 (76 FR 70067).

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10001 SW 129 Terrace
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Sincerely,

Annette L. Vietti-Cook
Secretary of the Commission

Enclosure:
Federal Register notice

Identical Letters sent to all Petitioners

DISTRIBUTION:

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ADAMS Accession Nos: PKG: ML14267A001; **SECY Paper:** ML14267A002; **FRN:** ML14267A003;

LTR to Petitioners: ML14267A005; **Cong Letters:** ML14267A006

*Via e-mail

OFFICE	NRR/DPR/PRMB/PM	NRR/DPR/PRMB/RS	NRR/DPR/PRMB/BC	NRR/DPR/DD	NRR/DPR/D
NAME	JTobin	GLappert	TInverso	AMohseni	LKokajko, AMohseni for
DATE	10/7/2014	10/7/2014	10/8/2014	10/10/2014	10/10/2014
OFFICE	ADM/DAS/RAD*	OGC/GCLR/RMR*	NRR/D	EDO	SECY
NAME	CBladey	APessin	WDean	MSatorius / RA by Mweber for/	AVietti-Cook
DATE	10/17/2014	11/14/2014	12/18/14	1/23/2015	08/04/2015

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