

MAR 12 1971

Bucket Nos. 50-269
50-270
50-287✓

ENVIRONMENTAL FILE

SEE 50-358 for encl's &
LIST of persons receiving
encl's

Duke Power Company
ATTN: Mr. Curtin C. Thies
Vice President
Production and Operation
Power Building
422 South Church Street
Charlotte, North Carolina 28201

Gentlemen:

In order to assist you in the preparation of environmental reports required by the Commission's regulations implementing the National Environmental Policy Act of 1969 (10 CFR Part 50, Appendix D), I am pleased to provide the enclosed draft "Guide to the Preparation of Environmental Reports for Nuclear Power Plants." As referenced in section 2.2 of the draft Guide, I also am enclosing a list of the applicable clearinghouses listed in DOE Circular A-95 for the State(s) in which you have plants under construction or proposed.

As noted in the draft Guide, it has been issued for comment and interim use, and we would urge that you try to make any environmental report which you may submit as complete as possible. In the event that you already have submitted a report which is under review by the AKC or has been made available to applicable Federal and State agencies for comment, we would urge that you review the report and if additional information called for in the draft Guide is available, that you submit the information to the AEC as soon as possible in order that any delays may be avoided in the preparation of the final detailed statement. In addition, we would, of course, be pleased to have any comments you may have concerning the draft Guide.

With respect to the water quality certification referred to in section 2.3.3 of the draft Guide, I am enclosing for your information a Notice of Proposed Rule Making on "State Certification of Activities Requiring Federal License or Permit" which was published by the

OFFICE ▶

SURNAME ▶

DATE ▶

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Duke Power Company

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Environmental Protection Agency (EPA) in the Federal Register on February 5, 1971. We deem that, within the context of the Atomic Energy Act of 1954, as amended, and AEC regulations and procedures, the phrase "where actual construction of a facility . . . lawfully commenced" as used in the EPA Notice of Proposed Rule Making and in section 21(b)(7) of the Federal Water Pollution Control Act, as amended, refers, in the case of a nuclear facility, to the commencement of construction after receipt of a construction permit.

Sincerely,

(signed) Harold L. Price

Harold L. Price
Director of Regulation

Enclosures:

1. "Guide to the Preparation of
Environmental Reports for
Nuclear Power Plants"
2. List of clearinghouses
3. Notice of Proposed Rule Making

DISTRIBUTION:

DR Readgin
PDR
Attached List

See 50-249

ASTRO:CRESS	OFFICE ▶	DR	ADIR:ADM:DR	OGC	DR		
TB, #24:en	SURNAME ▶	JFelton:jjh	CLHenderson		HLPrice		
3/1/71	DATE ▶	3/1/71	3/ /71	3/ /71	3/ /71		