

WEST BRANCH CONSERVATION ASSOCIATION

443 BUENA VISTA ROAD
NEW CITY N Y 10956

October 29, 1982

DOCKETED
USNRC

Hon. Nunzio Palladino, Chairman
Hon. Victor Gilinsky
Hon. John F. Ahearne
Hon. Thomas Roberts
Hon. James K. Asselstine
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

'82 NOV -3 A10:01

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Hon. Commissioners:

Re: Dockets No. 50-247-SP and 50-286-SP

Because the Legislature of Rockland County, in resolution #320 of 1982, copy enclosed, stated that it did not care to spend any further money in time and effort of Rockland employees, it has not been attending the meetings held bi-weekly by New York State, FEMA, NRC and the licensees in above Special Proceedings. However, as intervenors in the case and as interested citizens, we have been present on October 5 and 19.

On October 19 two personnel from Rockland County were present as observers* but did not participate in the meeting. Which is not the impression that FEMA has evidently given you on October 21. If they signed the attendance sheet and may have answered a direct question which we did not hear, that does not mean participation. Resolution #320 attached has not been superceded and speaks for itself. It need not be interpreted by New York State or FEMA to impress the Commission of any change.

Rockland County is hardly any better off than it was on March 3, 1982, and you should find that out for yourselves, as the FEMA and New York State people cannot be counted on to bring you the facts.

Below we have touched on a few obvious points to draw to your attention regarding finances, sirens, equipment, population estimates and procedures in the review process for the 120 day clock. If you cared to inquire of the Rockland County Chairman of the Legislature about the items listed, you would learn what you should have been told by FEMA.

*on their own time, not the County's,

SIRENS

No drill has been made of the sirens at full decibels since March 3 when they were inadequate. Growl tests have been conducted by the licensees only. We should not have to depend on them for our only verification when their license is at issue. Nothing short of a full test before the 120 day clock is out is acceptable to the people. If not, why not?

EQUIPMENT

Emergency personnel have no equipment against radioactive fall-out. We have been promised dosimeters and received 150. That is not 1/20th of what we need. How can FEMA or the NRC construe that as being prepared? Why didn't FEMA ask how many? See finances below.

Silver zeolite filters are needed by the teams monitoring in the field. Rockland has had an on-going disagreement with the State about the number of teams needed and their equipment. The State avers there is no need for more than three teams, the County wants 12. On a recent occasion Mr. Davidoff came up to four. The teams are needed in the field to track for radiation. Our County personnel do not wish to rely on automatic equipment mounted in some locations since they could be unreliable. There are no telephones to report data out in the countryside and no radio communications or money to buy same.

Decontamination equipment is not in place. See finances below.

POPULATION ESTIMATES

The study of population that went into licensee's plan relies on the 1970 census. Acceptable at the time but not up-dated to suit the 1980 census long since available. Other cases before the NYState Public Service Commission, etc. are all using the 1980 census.

The Rockland County Planning Board made a special study for the ASLB case on the population within the 10 mile EPZ checking the maps issued that show population block by block. The result was 17½% higher than 1970. We have repeatedly told FEMA and the State about it and the demographer testified before the ASLB to that effect on June 24. See transcript of testimony of George O'Lear. 17½% is not an inconsiderable factor.

FINANCES

New York State Executive Law now provides for the sum of \$1,250,000 to be collected from the utilities operating nuclear facilities and presumable that has been collected. We have been told by Mr. Davidoff, in public meetings, that the State will distribute \$470,000 of that sum and keep the rest to pay for its expenses. Rockland's share has been put at \$30,000 for expenses of March 3 drill and \$58,000 for any expenses Rockland wishes to make or reimburse. Our County Legislative Chairman, John Grant, has repeatedly pointed to the insufficiency of funds and asked for better methods of obtaining them.

Our State Legislature would have to pass a bill when it meets in next session, which only starts in January. We foresee resistance from up-state nuclear facility owners since their population density presents fewer problems. That could hold up passage of a bill. In any event, the money needed is nowhere in sight. How then can FEMA certify to you that any plan is implementable, if only on the basis of lack of equipment?

PROCEDURES

Under FEMA's proposed rules and regulations, 44 CFR-350, it is required for them to conduct a public hearing which they did. After it FEMA decides what are the deficiencies and there is no reiview of them by any other agency or governmental body excepting the NRC. If FEMA failed to note that the road network is THE achilles heel of all plans surrounding Indian Point site, we have no redress mechanism in which to point this out.

Those persons in Rockland County such as chiefs of police, sheriff patrol, ambulance corps, bus drivers, teachers, etc. have offered testimony stating the plans wont work. How then can the State move in to unknown areas with personnel not familiar with the roads and better effect an evacuation than those who know the area well?

You should have had some Rockland County representatives at your meeting to confront the myths of Mr. Kowieski et al. Haven't you an obligation to check them out let alone to notice the objections being pointed out to you? The whole State plan is a list of promises for the future. Some are impossible to implement.

Sincerely yours,

J. S. Fleisher
J. S. Fleisher
Secretary

xc: JohnGrant, Gov. Carey
Congressmen Fish, Gilman,
Peyser and Ottinger
Legislators and intervenors

WEST BRANCH CONSERVATION ASSOCIATION

443 BUENA VISTA ROAD
NEW CITY N Y 10956

October 29, 1982

Re:
Attached reprints

Copied attached are from three pages of materials distributed by Mr. Donald Davidoff, Director of New York State Radiological Emergency Preparedness Group, at a meeting on October 5, and used also on October 19, as "working Papers".

They had no title more than is shown and no sponsor printed anywhere.

The shorter page is one of 9 which referred to subsections of NUREG-0654. The longer page is a composite of pages 2 and 5 from 29 pages which were made up by FEMA from the comments at the July public meetings in Highland Falls and Cortlandt, New York, and submitted to the State REPG for comments.

Our critique follows:

Especially noteworthy are the qualitative and quantitative omissions.

- K (a) fails to detail how many dosimeters have been supplied. The Rockland Health Department states 150 have been received and 5,000 are needed. It is necessary that every emergency worker be able to monitor the dose being received by any plume or venting exposure. The 150 would just about be enough for Fire personnel without caring for police, ambulance corps, bus drivers, etc.
- K (b) We have plans for requiring exposed personnel and evacuees to be routed through portable decontamination facilities but no equipment to conduct decontamination.
 - 1. Re Park personnel. The Palisades Interstate Park Managing Director has not been notified that he is expected to accomplish the notification described. He has no budgetary provision for accomplishing the notification. The Chief of the Park police states that he could not reach people walking or hiking in the Park. These Park officials were asked about this item on October 19, 1982, by West Branch.
 - 4. Social Services personnel do not believe that the onus is on those who need assistance to "come forward to seek assistance" in many cases.

Z. S. Fleisher
Secretary

Remedial Action Schedule

<u>Statement of Deficiency</u>	<u>Proposed Disposition</u>	<u>Lead Responsibility</u>	<u>Completion Date/Status</u>
K. Radiological Exposure Control			
(a) Absence of permanent dosimetry and 24-hour monitoring capability. More sensitive self-reading dosimeters are needed. No permanent record devices (film badges or TLDs) were available in the counties.	(a) Permanent dosimeters (TLDs) and self-reading pocket dosimeters (0-5 R) with * chargers have been ordered. The capability for 24-hour operation (i.e., shift changes) will be demonstrated during the next exercise.	(a) REPG	(Distribution plan by 9/1) COMPLETED <i>Permanent record dosimeters will be collected and replaced annually. Emergency workbooks reviewed present procedures by 9/1. New TLD's developed. Training commenced by 10/29</i>
(b) Current decontamination procedures for emergency personnel require revision.	(b) Decontamination procedures are being reviewed and modified. Personnel at appropriate locations will be trained in new methods.	(b) Radiological Task Force	<i>developed and issued</i>
(c) Decontamination protocols (sequences) out of order in Westchester Plan, satisfactory for Putnam and Rockland Plans. The decontamination methods table is missing in the Orange Plan (K.S.b., NUREG 0654 and procedure 3, Attachment 13, Table 1, County RERPs)	(c) Levels will be displayed as needed. Personnel will be trained in application of requirements.	(c) Radiological Task Force	Define by 9/1 Plan changes by 10/15

* No TLD's need 10/88
150 dosimeters need
Would like 5000
28 fire companies,
8 in each " " etc
Per J. J. McGuire

INDIAN POINT PUBLIC MEETINGS

page 2

Issues Raised and Recommendations Made at Public Meetings	Speaker	Page	State/County Response	Target Date for Completion	FEMA Evaluation of State/County Response	Response Adequate (A) Inadequate (I)	Remedial Action Complete (C) Incomplete (I)
			Proposed Remedial Action				
NOTIFICATION METHODS AND PROCEDURES							
1. In large parks, such as Marble Mountain, Bear Mountain, or Blue Mountain, how will hikers and campers be located to be given instructions? 2. Consideration been given to revise	WESPAC		Park personnel will provide all persons with appropriate instructions for leaving the park areas. Transient posters containing such information are also displayed in each park site.				
4. The President of the Disabled Persons in Rockland stated that card sent to disabled persons was very ambiguous. Apparently people called her and said they did not understand what the card was for. The speaker also indicated that there are approximately 16,000 mobility-impaired people in Rockland County. The speaker assumed that no more than 200 cards were returned to the authorities. Please advise what the popu- lation of mobility impaired-people is in all four counties and indicate the source of your data. In addition, we recommend that you work with the Associations of Disabled Persons to assure that all mobility-impaired individuals are identified.	Mrs. Burger	128 (2)	We have no firm data on non-institutionalized mobility impaired people residing in the 4 counties. We will <u>continue to work</u> with handicapped groups & county officials, but a responsibility remains with individuals to come forward to seek assistance.				

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Introduced by:

Hon. Herbert Reisman
Hon. Kenneth Ingenito
Hon. Sam Zalman Gdanski
Hon. Edward Gorman

Referral No. 6675
May 18, 1982

RESOLUTION NO. 320 OF 1982
PROHIBITING THE EXPENDITURE OF COUNTY FUNDS
OR USE OF COUNTY EMPLOYEES FOR THE
FEDERALLY MANDATED ROCKLAND COUNTY RADIOLOGICAL
EMERGENCY RESPONSE PLAN FOR INDIAN POINT,
BUCHANAN, NEW YORK.

Ingenito/Reisman

WHEREAS, Consolidated Edison of New York (hereinafter referred to as "Con Edison"), and the Power Authority of the State of New York (hereinafter referred to as "PASNY"), each operate nuclear electrical generating facilities at Indian Point, Buchanan, New York, and

WHEREAS, there are substantial inherent risks in the operation of the nuclear electrical generating facilities which pose threats to the health, safety and welfare of the citizens of Rockland County, and

WHEREAS, there have been numerous violations of safety requirements of the Nuclear Regulatory Commission at the Indian Point power facilities which pose substantial threats to the health, safety and welfare of the citizens of Rockland County, and

WHEREAS, there are more people located within a ten-mile radius of the nuclear electrical generating facilities at Indian Point than within the ten-mile radius of any other nuclear electrical generating facility in the United States, and

WHEREAS, it has been publicly acknowledged by the Nuclear Regulatory Commission members that present safety standards would prohibit the erection of nuclear generating facilities at or near the existing location of the Indian Point power plants, and

WHEREAS, the Nuclear Regulatory Commission has promulgated a regulation which requires the development and implementation of a Radiological Response Plan for all residents within an arbitrary ten-mile radius of each plant, and

(continued on other side)

WHEREAS, Con Edison and PASNY have developed, through the use of independent contractors, with the State of New York, a Radiological Emergency Response Plan for the inhabitants of the four counties who reside within an arbitrary ten-mile radius of the Indian Point nuclear facilities, and

WHEREAS, the aforesaid counties include the Counties of Rockland, Orange, Westchester and Putnam, and

WHEREAS, the Radiological Emergency Response Plan for Rockland County is unsatisfactory in that Rockland County has not been provided with sufficient communication equipment to inform public officials of safety hazards; sufficient warning devices to inform the general public of danger; and adequate training for the personnel required to implement the plan, and

WHEREAS, the existing roadway system of Rockland County is totally inadequate and would be unable to accommodate the safe and timely evacuation of the citizens of Rockland County within the affected area, and

WHEREAS, Rockland County officials, as well as officials of the Federal Emergency Management Agency (hereinafter referred to as "FEMA"), have criticized the Radiological Emergency Response Plan for Rockland County, and

WHEREAS, the County of Rockland has made a good faith effort, expended funds, and used its employees in an attempt to develop the aforesaid Radiological Emergency Response Plan for the inhabitants of Rockland County, and

WHEREAS, the County's continued participation in the Radiological Emergency Response Plan will require the continuous expenditure of County funds and personnel hours with little or no protective benefit to the citizens of the County of Rockland, and

WHEREAS, the Executive Law of the State of New York authorizes the County of Rockland to prepare a Disaster Preparedness Plan, and the County of Rockland, through its Office of Emergency Services, has and will continue to develop such plans as may be necessary to insure the health, safety and welfare of Rockland County citizens from all contingencies, and

WHEREAS, the Multi Services Committee of this Legislature has met, considered and approved this resolution, now, therefore, be it

RESOLVED, that the Legislature of Rockland County hereby authorizes, empowers and directs the Office of Emergency Services to continue to develop, in cooperation with our volunteer services, school officials, Department of Social Services, Department of Health and such other County departments as may be requested, a Disaster Preparedness Plan for Rockland County, which program shall be funded by the County of Rockland, and be it further

RESOLVED, that the Legislature of Rockland County further directs the County Office of Emergency Services to develop a plan in response to a potential nuclear

accident occurring at the Indian Point Facilities and to utilize all sources of information in preparing such plan for the maximum protection of the citizens of Rockland County, such plan to be presented to the Legislature of Rockland County by December 31, 1982, and be it further

RESOLVED, that the Legislature of Rockland County hereby authorizes, empowers and directs the Office of Emergency Services, the Treasurer of Rockland County and/or the Chairman of the Legislature of Rockland County to pursue and accept all Federal and State monies, equipment and personnel training in connection with Rockland County's own Disaster Preparedness Plan and the Rockland County Nuclear Evacuation and Preparedness Plan for the purposes aforescribed, and be it further

RESOLVED, that the Legislature of Rockland County hereby prohibits the use of Rockland County employees or the expenditure of Rockland County funds in any manner concerning the further development of the Federally mandated Radiological Emergency Response Plan for the nuclear electrical generating facilities owned and operated by Con Edison and PASNY at Indian Point, Buchanan, New York, and be it further

RESOLVED, that the Legislature of Rockland County hereby directs the Chairman of the Rockland County Legislature not to assist FEMA, Con Edison and PASNY, their agents, servants or employees, in any manner concerning the further development of the Federally mandated Radiological Emergency Response Plan for the nuclear electrical generating facilities at Indian Point, Buchanan, New York, and be it further

RESOLVED, that in the event of a nuclear occurrence at the Indian Point Facilities, the Legislature of Rockland County hereby authorizes, empowers and directs its Chairman, notwithstanding this resolution, to take any and all action in coordinating and cooperating with any and all Federal and State agencies to protect the lives and property of the citizens of Rockland County, and be it further

RESOLVED, that the Legislature of Rockland County hereby requests the chief executive officers of the legislative bodies of the Counties of Orange, Westchester and Putnam to adopt similar resolutions prohibiting the use of their county employees or the expenditure of their respective county funds for the planning, development or implementation of Federally mandated nuclear Radiological Emergency Response Plans for the nuclear electrical generating facilities owned and operated by Con Edison and PASNY at Indian Point, Buchanan, New York and be it further

(continued on other side)

Referral No. 6675
May 18, 1982

RESOLVED, that the Clerk to the Legislature of Rockland County be and she hereby is directed to send a copy of this resolution to Senators Alphonse D'Amato and Daniel Patrick Moynihan; Congressman Gilman; the Majority and Minority Leaders of the United States Senate and House of Representatives; Hon. Hugh L. Carey, Governor of the State of New York; Hon. Linda Winikow and Hon. Richard Schermerhorn, New York State Senators; Hon. Thomas Morahan and Hon. Eugene Levy, New York State Assemblymen; the Majority and Minority Leaders of the New York State Senate and the New York State Assembly; the chief executive officers of the Counties of Westchester, Orange and Putnam; the officials of PASNY, FEMA, NRC and Con Edison; and to such other persons as the Clerk, in her discretion, may feel proper in-order to effectuate the purpose of this resolution.