

May 20, 1983

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
UNION ELECTRIC COMPANY) Docket No. STN 50-483 OL
(Callaway Plant, Unit 1))

APPLICANT'S STATEMENT OF MATERIAL FACTS
AS TO WHICH THERE IS NO GENUINE
ISSUE TO BE HEARD
(CONTENTION 14)

Pursuant to 10 C.F.R. § 2.749(a), Applicant states, in support of its motion for summary disposition of intervenor Reed's Contention 14 (Incorporated Cities, Towns and Villages), that there is no genuine issue to be heard with respect to the following material facts:

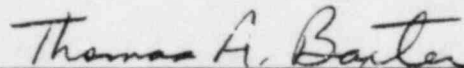
1. The municipality Gasconade is not within the plume exposure pathway Emergency Planning Zone proposed by Applicant, State and local governments, and therefore need not be included as a local response organization in the emergency plans.

2. Absent some substantive void in the capability to implement off-site plans as a result of misallocation of assigned responsibilities, there is no legal basis for the NRC to force upon local emergency planners the assignment of responsibilities to particular incorporated municipalities.

3. There are no identified government resources of the municipalities Mokane, Chamois, Morrison and Rhineland which are required to implement the off-site emergency response plans for the Callaway Plant.

Respectfully submitted,

SHAW, PITTMAN, POTTS & TROWBRIDGE



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