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USNRC

December 17, 1984

UNITED STATES OF AMERICA '84 DEC 18 P3:34  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD  
OFFICE OF SECRETARY  
DOCKET & SERVICE  
BRANCH

In the Matter of

PHILADELPHIA ELECTRIC COMPANY

(Limerick Generating Station,  
Units 1 and 2)

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}  
Docket Nos. 50-352  
50-353

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RESPONSE OF NRC STAFF TO MOTION OF FOE  
TO INCLUDE VALLEY FORGE PARK IN THE EPZ

I. INTRODUCTION

On December 8, 1984 a document entitled "R.L. Anthony/FOE Motion to Include Valley Forge National Park in Emergency Evacuation Planning for Limerick, Supplementing Verbal Motion of December 5, 1984 (Tr. 14,633)" was filed by Robert L. Anthony on behalf of Friends of the Earth in the Delaware Valley (FOE). Based on record citations to testimony in the above proceeding and a reference to "NRC regulations," Mr. Anthony requests that this Board require PEMA to include the Valley Forge Park in the Emergency Planning Zone "and formulate an emergency evacuation plan for the Park." For the reasons discussed below the NRC staff opposes this request.

II. DISCUSSION

As a proposed contention the instant request must fail for the reason that the issue it raises - whether or not to include the Valley Forge Park in the Emergency Planning Zone - is already being litigated

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pursuant to admitted contention LEA-24/FOE-1. This contention, admitted by Board order dated April 20, 1984, <sup>1/</sup> reads as follows:

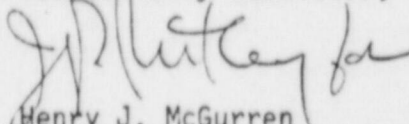
There is no assurance that plans for evacuation of the ten mile radius will not be impeded by traffic congestion in the vicinity of Marsh Creek State Park, Exton area (involving Route 100) and Valley Forge Park, King of Prussia area.

These areas should either be included in the Emergency Planning Zone or adequate plans for traffic control and direction should be made to avoid adverse effects on EPZ evacuation.

### III. CONCLUSION

For the above reasons FOE's motion should be denied.

Respectfully submitted,

  
Henry J. McGurren  
Counsel for NRC Staff

Dated in Bethesda, Maryland  
this 17th day of December, 1984

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<sup>1/</sup> Philadelphia Electric Company (Limerick Generating Station, Units 1 and 2), LBP-84-18, 19 NRC 1020, 1065-69 (1984); see also Memorandum and Order Ruling on Reworded and Respecified Offsite Emergency Planning Contentions, dated September 24, 1984 (unpublished, at 14 and 15).

UNITED STATES OF AMERICA  
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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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PHILADELPHIA ELECTRIC COMPANY )

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BRANCH

CERTIFICATE OF SERVICE

I hereby certify that copies of "RESPONSE OF NRC STAFF TO MOTION OF FOE TO INCLUDE VALLEY FORGE PARK IN THE EPZ" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, or as indicated by an asterisk through deposit in the Nuclear Regulatory Commission's internal mail system, or as indicated by two asterisks by hand-delivery, this 17th day of December, 1984:

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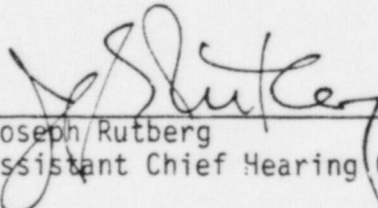
Atomic Safety and Licensing  
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