



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

December 3, 2010

Mr. Joseph E. Pollock
Vice President, Operations
Entergy Nuclear Operations, Inc.
Indian Point Energy Center
450 Broadway, GSB
P.O. Box 249
Buchanan, NY 10511-0249

SUBJECT: NOTICE OF AVAILABILITY OF THE FINAL PLANT-SPECIFIC SUPPLEMENT 38 TO THE GENERIC ENVIRONMENTAL IMPACT STATEMENT FOR LICENSE RENEWAL OF NUCLEAR PLANTS REGARDING INDIAN POINT NUCLEAR GENERATING UNIT NOS. 2 AND 3, (TAC NO. MD5411 AND MD5412)

Dear Mr. Pollock:

The U.S. Nuclear Regulatory Commission (NRC) staff has completed the final plant-specific Supplement 38 to NUREG-1437, "Generic Environmental Impact Statement for License Renewal of Nuclear Plants" (GEIS), regarding the renewal of Operating License DPR-26 and DPR-64 for an additional 20 years of operation for the Indian Point Nuclear Generating Unit Nos. 2 and 3. Enclosed is a copy of the final supplement and the associated *Federal Register* Notice of Availability. This notice advises the public that the final supplement is publicly available at the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. The accession numbers for the final Supplement 38 to the GEIS are ML103350405 (Volume 1), ML103350438, ML103360209, ML103360212 (Volume 2), and ML103350442 (Volume 3). In addition, the White Plains Public Library (White Plains, NY), Hendrick Hudson Free Library (Montrose, NY), and the Field Library (Peekskill, NY), have agreed to make the final supplement available for public inspection.

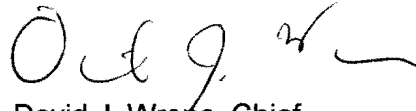
As discussed in Section 9.3 of the final supplement, the staff determined that the adverse environmental impacts of license renewal for Indian Point Units 2 and 3 are not so great that preserving the option of license renewal for energy-planning decisionmakers would be unreasonable. This recommendation is based on: (1) the analysis and findings in the GEIS; (2) information provided in the environmental report and other documents submitted by Entergy Nuclear Operations, Inc.; (3) consultation with Federal, State, local, and Tribal agencies; (4) the staff's own independent review; and (5) consideration of public comments received during the scoping process and on the draft Supplemental Environmental Impact Statement.

J. Pollock

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A separate Notice of Availability of the final supplemental environmental impact statement will be placed in the *Federal Register* through the U.S. Environmental Protection Agency. If you have any questions regarding this matter, please contact the NRC License Renewal Project Manager, Mr. Andrew Stuyvenberg at 301-415-4006 or by e-mail at andrew.stuyvenberg@nrc.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "D. J. Wrona", with a long horizontal flourish extending to the right.

David J. Wrona, Chief
Projects Branch 2
Division of License Renewal
Office of Nuclear Reactor Regulation

Docket Nos. 50-247 and 50-286

Enclosures:
As stated

cc w/ encls: Distribution via Listserv

J. Pollock

- 2 -

A separate Notice of Availability of the final supplemental environmental impact statement will be placed in the *Federal Register* through the U.S. Environmental Protection Agency. If you have any questions regarding this matter, please contact the NRC License Renewal Project Manager, Mr. Andrew Stuyvenberg at 301-415-4006 or by e-mail at andrew.stuyvenberg@nrc.gov.

Sincerely,

/RA/

David J Wrona, Chief
Projects Branch 2
Division of License Renewal
Office of Nuclear Reactor Regulation

Docket Nos. 50-247 and 50-286

Enclosures:
As stated

cc w/ encls: Distribution via Listserv

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ADAMS Accession Nos.

1. Letter: **ML103260085**
2. *Federal Register* Notice: **ML103260241**
3. *Generic Environmental Impact Statement for License Renewal of Nuclear Plants: Supplement 38 to NUREG-1437:*
ML103350405 (Volume 1)
ML103350438, ML103360209, ML103360212 (Volume 2)
ML103350442 (Volume 3)

4. Package: **ML103260393**

*concurrence via e-mail

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|--------|--------------|----------|---------------------------|-------------|
| OFFICE | PM:RPB2:DLR | LA:DLR* | BC:RERB:DLR | BC:RPB2:DLR |
| NAME | DStuyvenberg | SFiguroa | Almboden (ARivera for) | DWrona |
| DATE | 11/29/10 | 11/23/10 | 12/02/10 | 12/03/10 |

OFFICIAL RECORD COPY

Letter to J. Pollock from D. Wrona dated December 3, 2010

SUBJECT: NOTICE OF AVAILABILITY OF THE FINAL PLANT-SPECIFIC SUPPLEMENT 38 TO THE GENERIC ENVIRONMENTAL IMPACT STATEMENT FOR LICENSE RENEWAL OF NUCLEAR PLANTS REGARDING INDIAN POINT ENERGY CENTER (TAC NO. MD5411 AND MD5412)

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Region II

UNITED STATES NUCLEAR REGULATORY COMMISSIONENTERGY NUCLEAR OPERATIONS, INC.INDIAN POINT NUCLEAR GENERATING UNIT NOS. 2 AND 3DOCKET NO. 50-247 and 50-286NOTICE OF AVAILABILITY OF THE FINAL SUPPLEMENT 38 TO THE GENERIC ENVIRONMENTAL IMPACT STATEMENT FOR LICENSE RENEWAL OF NUCLEAR PLANTS REGARDING THE LICENSE RENEWAL OF INDIAN POINT NUCLEAR GENERATING UNITNOS. 2 AND 3[NRC-2010-0041]

Notice is hereby given that the U.S. Nuclear Regulatory Commission (NRC) has published a final plant-specific supplement to the *Generic Environmental Impact Statement for License Renewal of Nuclear Plants* (GEIS), NUREG-1437, regarding the renewal of Operating Licenses DPR-26 and DPR-64 for an additional 20 years of operation for Indian Point Nuclear Generating Unit Nos. 2 and 3 (IP2 and IP3). The IP2 and IP3 site is located approximately 24 miles north of New York, NY. Possible alternatives to the proposed action (license renewal) include no action and reasonable alternative energy sources.

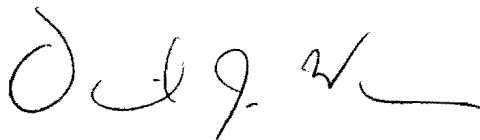
As discussed in Section 9.3 of the final supplement, the staff determined that the adverse environmental impacts of license renewal for IP2 and IP3 are not so great that preserving the option of license renewal for energy-planning decisionmakers would be unreasonable. This recommendation is based on: (1) the analysis and findings in the GEIS; (2) information provided in the environmental report and other documents submitted by Entergy Nuclear Operations, Inc.; (3) consultation with Federal, State, local, and tribal agencies; (4) the staff's own independent review; and (5) consideration of public comments received during the scoping process and on the draft Supplemental Environmental Impact Statement.

The final Supplement 38 to the GEIS is publicly available at the NRC Public Document Room (PDR), located at One White Flint North, Public File Area O-1F21, 11555 Rockville Pike, Rockville, Maryland 20852, or from the NRC's Agencywide Documents Access and Management System (ADAMS). The ADAMS Public Electronic Reading Room is accessible at <http://www.nrc.gov/reading-rm/adams.html>. The accession numbers for the final Supplement 38 to the GEIS are ML103350405 (Volume 1), ML103350438, ML103360209, ML103360212 (Volume 2), and ML103350442 (Volume 3). Persons who do not have access to ADAMS or who encounter problems while accessing the documents located in ADAMS, should contact the NRC's PDR reference staff by telephone at (800) 397-4209 or (301) 415-4737, or by e-mail at pdr.resource@nrc.gov. In addition, the White Plains Public Library (White Plains, NY), Hendrick Hudson Free Library (Montrose, NY), and the Field Library (Peekskill, NY), have all agreed to make the final supplement available for public inspection.

FOR FURTHER INFORMATION, CONTACT: Mr. Andrew Stuyvenberg, Projects Branch 2, Division of License Renewal, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Mail Stop O-11F1, Washington, DC 20555-0001. Mr. Stuyvenberg may be contacted by telephone at (800) 368-5642, extension 4006, or by e-mail at andrew.stuyvenberg@nrc.gov

Dated at Rockville, Maryland, this 3rd day of December, 2010.

FOR THE NUCLEAR REGULATORY COMMISSION



David J. Wrona, Chief
Projects Branch 2
Division of License Renewal
Office of Nuclear Reactor Regulation