

**NUCLEAR REGULATORY COMMISSION**

[Docket No. 52-043; NRC-2010-0215]

**PSEG Power, LLC and PSEG Nuclear, LLC Acceptance for Docketing of an Application for an Early Site Permit for the PSEG Site**

By letter dated May 25, 2010, as supplemented by letters dated June 22, 2010, July 6, 2010, July 7, 2010, and July 29, 2010, PSEG Power, LLC and PSEG Nuclear, LLC filed with the U.S. Nuclear Regulatory Commission (NRC, the Commission) pursuant to Section 103 of the Atomic Energy Act and title 10 of the Code of Federal Regulations (10 CFR) part 52, "Licenses, Certifications, and Approvals for Nuclear Power Plants," an application for an early site permit (ESP) for the PSEG Site which is located on the southern part of Artificial Island on the east bank of the Delaware River in Lower Alloways Creek Township, Salem County, New Jersey. A notice of receipt and availability of this application was previously published in the **Federal Register** (75 FR 34794) on June 18, 2010. Other existing nuclear facilities licensed by the NRC located at this site are Salem Generating Station (SGS) Units 1 and 2 and Hope Creek Generating Station (HCGS) Unit 1.

An applicant may seek an ESP in accordance with subpart A of 10 CFR part 52 separate from the filing of an application for a construction permit (CP) or combined license (COL) for a nuclear power facility. The ESP process allows resolution of issues relating to siting. At any time during the duration of an ESP (up to 20 years), the permit holder may reference the permit in a CP or COL application.

The NRC staff has determined that PSEG has submitted information in accordance with 10 CFR parts 2, "Rules of Practice for Domestic Licensing Proceedings and Issuance of Orders," and 10 CFR part 52 that is sufficiently complete and acceptable for docketing. The Docket Number established for this application is 52-043.

The NRC staff will perform a detailed technical review of the application, and docketing of the ESP application does not preclude the NRC from requesting additional information from the applicant as the review proceeds, nor does it predict whether the Commission will grant or deny the application. The Commission will conduct a hearing in accordance with 10 CFR 52.21 and will receive a report on the application from the Advisory Committee on Reactor Safeguards in accordance with 10 CFR 52.23. If the Commission then finds that the application meets the applicable

standards of the Atomic Energy Act and the Commission's regulations, and that required notifications to other agencies and bodies have been made, the Commission will issue an ESP, in the form and containing conditions and limitations that the Commission finds appropriate and necessary.

In accordance with 10 CFR part 51, the Commission will also prepare an environmental impact statement for the proposed action. Pursuant to 10 CFR 51.26, and as part of the environmental scoping process, the staff intends to hold a public scoping meeting. Detailed information regarding this meeting will be included in a future **Federal Register** notice.

Finally, the Commission will announce, in a future **Federal Register** notice, the opportunity to petition for leave to intervene in the hearing required for this application by 10 CFR 52.21.

A copy of the PSEG Site ESP application is available for public inspection at the Commission's Public Document Room located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, at the Penns Grove-Carneys Point Public Library, Penns Grove, New Jersey, and at the Salem Free Public Library, Salem, New Jersey. It is also accessible on the NRC Web site at <http://www.nrc.gov/reactors/new-reactors/esp/pseg.html>. The application submittal cover letter is available electronically from the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html> (ADAMS Accession No. ML101480484). Persons who do not have access to ADAMS, or who encounter problems in accessing the documents located in ADAMS, should contact the NRC Public Document Room staff by telephone at 1-800-397-4209, 301-415-4737 or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 4th day of August 2010.

For the Nuclear Regulatory Commission,  
**David B. Matthews**,  
*Director, Division of New Reactor Licensing,  
Office of New Reactors.*

[FR Doc. 2010-20004 Filed 8-12-10; 8:45 am]

**BILLING CODE 7590-01-P****NUCLEAR REGULATORY COMMISSION**

[Docket Nos. 52-029 and 52-030; NRC-2008-0558]

**Notice of Availability of the Draft Environmental Impact Statement for the Combined Licenses for Levy Nuclear Plant Units 1 and 2**

Notice is hereby given that the U.S. Nuclear Regulatory Commission (NRC) and the U.S. Army Corps of Engineers (USACE), Jacksonville District, have published NUREG-1941, "Draft Environmental Impact Statement for Combined Licenses (COL) for Levy Nuclear Plant Units 1 and 2". The site is located in Levy County, Florida, 7.9 miles east of the Gulf of Mexico and 30.1 miles west of Ocala, Florida. The application for the COLs was submitted by letter dated July 28, 2008, pursuant to title 10 of the Code of Federal Regulations (10 CFR) part 52. A notice of receipt and availability of the application, which included the environmental report, and a notice of acceptance for docketing of the COL application were published in the **Federal Register** on October 14, 2008 (73 FR 60726). A notice of intent to prepare a draft environmental impact statement (DEIS) and to conduct the scoping process was published in the **Federal Register** on October 24, 2008 (73 FR 63517). A COL is an authorization to construct and (with specified conditions) operate a nuclear power plant at a specific site in accordance with established laws and regulations.

The purpose of this notice is to inform the public that NUREG-1941 is available for public inspection. The DEIS can be accessed: (1) Online at <http://www.nrc.gov/reactors/new-reactors/col/levy.html>, (2) in the NRC's Public Document Room (PDR) located at One White Flint North, 11555 Rockville Pike (first floor), Public File Area O1-F21, Rockville, Maryland 20852, or (3) from NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. The accession numbers for the DEIS are ML102140231 and ML102140235. Persons who do not have access to ADAMS, or who encounter difficulty accessing the documents located in ADAMS, should contact the PDR reference staff at 1-800-397-4209 or 301-415-4737, or via e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). In addition, the following four public libraries have agreed to make the DEIS available to the public: the Citrus County Coastal Region Library, located