

**Requesting New York's 110<sup>th</sup> Congressional Delegation To Immediately Create Legislation That Would Direct The Nuclear Regulatory Commission (NRC) To Amend Part 54, Requirements For Renewal Of Operating Licenses For Nuclear Power Plants, Of The Commission's Regulations (10 CFR Part 54) To Include The Criteria Used In Licensing A Power Plant**

The Criminal Justice and Safety Committee (Chairman Dart and Legislators Distel, Gregorius, R.A. Parete, Zimet, Aiello and Every) and Legislators Kraft and Shapiro offer the following:

WHEREAS, the operating license for two nuclear power plants at Indian Point: Indian Point 2 and Indian Point 3 are scheduled to expire in 2013 and 2015, respectively, and

WHEREAS, Entergy Corporation, the operators of these power plants can apply for license extensions for up to an additional twenty years, provided certain operating , environmental, and safety conditions are met, and

WHEREAS, the scope of the present 10 CFR Part 54 is too limited and that as a result, the safety of the residents and communities near Indian Point will be in question during any extended operating period, and

WHEREAS, factors such as population growth, the lack of a local and state certified evacuation plan, inability to assure public health and safety after the 9/11 attacks, the change in Local/State/Federal regulations, the problems with on-sight storage of spent fuel would not be considered during a re-licensing review, and

WHEREAS, these issues should be considered in the license renewal process, along with the safety, security and certainly the condition of both passive and active systems, structures, and components.

RESOLVED, that the Ulster County Legislature requests the 110<sup>th</sup> United States Congress enact legislation that would amend Part 54, requirements for Renewal of Operating Licenses for Nuclear Power Plants to include the criteria used for licensing of new power plants, and

FURTHER RESOLVED, that the Ulster County Legislature requests that New York State Governor Eliot Spitzer and New York State Attorney General Andrew Cuomo join the Ulster County Legislature, on behalf of the public health and safety of Ulster County residents, and also make a formal request to New York's 110<sup>th</sup> Congressional Delegation to immediately introduce this request, and

Resolution No. 71 February 22, 2007

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FURTHER RESOLVED, that the Clerk of the Ulster County Legislature shall forward copies of this resolution to New York State Governor Eliot Spitzer, New York State Attorney General Andrew Cuomo, United States Senators Hillary Rodham Clinton and Charles Schumer, United States Representatives Maurice Hinchey, John Hall, Kirsten Gillibrand, Eliot Engel, Nita Lowey and Christopher Shays and the National Association of Counties, so that the intent of the Ulster County Legislature be widely known,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 17                      NOES: 6  
(NOES: Legislators Berardi, Cummings,  
Donaldson, Gerentine, Liepmann and Noonan)  
(Legislator Loughran left at 9:15 PM)  
(Absent: Legislators Aiello, Alfonso, Busick, Every,  
Fabiano, Felicello, Provenzano, Sheeley and  
Stoeckeler)

FINANCIAL IMPACT:  
NONE

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