

February 6, 1988

Docket Nos. 50-317
and 50-318

Mr. J. A. Tiernan
Vice President-Nuclear Energy
Baltimore Gas and Electric Company
P.O. Box 1475
Baltimore, Maryland 21203

DISTRUBTION

Docket File	EJordan
NRC PDR	JPartlow
Local PDR	LTripp
PDI-1 Rdg.	ACRS(10)
TMurley/JSniezek	GPA/PA
CRossi	SECY
SVarga	ARM/LFMB
BBoger	OGC
CVogan	JWiggins
SMcNeil	

Dear Mr. Tiernan:

SUBJECT: MODIFICATION OF NRC CONFIRMATORY ORDER DATED JULY 16, 1985

The NRC Confirmatory Order dated July 16, 1985 required completion of the installation or upgrade of all instrumentation specified in Regulatory Guide (RG) 1.97, "Instrumentation for Light-Water-Cooled Nuclear Power Plants to Assess Plant and Environs Conditions During and Following an Accident," prior to the startups of Unit 1 following the Cycle 10 refueling outage and of Unit 2 following the Cycle 9 refueling outage. The Unit 1, Cycle 10 and Unit 2, Cycle 9 refueling outages are scheduled for Spring 1988 and Spring 1989, respectively. Exceptions to or deviations from these RG 1.97 instrumentation requirements were acceptable contingent upon NRC approval.

Your letter dated March 10, 1987 requested NRC staff reevaluation of your proposed RG 1.97 deviations for the instrumentation provided for monitoring containment sump water level (narrow range), containment sump water temperature, safety injection accumulator tank level or pressure and component cooling water flow to the Engineered Safety Features (ESF) system. These proposed deviations were denied previously by the NRC in the staff's Safety Evaluation dated January 6, 1987. In response to your March 10, 1987 letter, further review of these proposed deviations was conducted and your proposals for deviation from the RG 1.97 requirements for monitoring the containment sump water level (narrow range) and the component cooling water flow to the ESF system were found to be acceptable in the staff's Safety Evaluation dated February 4, 1988.

However, the NRC staff is conducting currently a generic review concerning the need for environmentally qualified Category 2 instrumentation to monitor safety injection accumulator tank level or pressure and containment sump water temperature. Until this generic review is complete, no final NRC staff determination of the acceptability of your deviations proposed for the instrumentation monitoring these parameters can be made. Thus, no additional licensee action to install Category 2 environmentally qualified instrumentation to monitor these parameters shall be required until after completion of the NRC staff's generic review.

Based upon the above information and in accordance with the provisions of Section V of the aforementioned Confirmatory Order, all implementation (installation or upgrade) of instrumentation to comply with the guidance of Section 6 of Supplement No. 1 to NUREG-0737, "Regulatory Guide 1.97 - Application to Emergency Response Facilities," with the exception of instrumentation to monitor safety injection accumulator tank

8802110102 880206
PDR ADOCK 05000317
P PDR

level or pressure and containment sump water temperature, shall be completed for Unit 1 prior to startup following the Cycle 10 refueling outage (estimated to be Spring 1988) and for Unit 2 prior to startup following the Cycle 9 refueling outage (estimated to be September 1989).

A schedule for completion of the two items excepted above, if applicable, will be developed subsequent to completion of the staff's generic review.

Sincerely,

Steven A. Varga, Director
Division of Reactor Projects, I/II

cc: See next page

*SEE PREVIOUS CONCURRENCE

PDI-1
CVogan*
1/14/88

PDI-1
SMcNeil*
1/14/88

OGC *
1/25/88

RoC
PDI-1
RCapra
2/5/88

MAJ
AD/DRP I/II
BBoger
2/5/88

D: DRP I/II
SVarga
1/16/88

exception of instrumentation to monitor safety injection accumulator tank level and pressure and containment sump water temperature, shall be completed for Unit 1 prior to startup following the Cycle 10 refueling outage (estimated to be Spring 1988) and for Unit 2 prior to startup following the Cycle 9 refueling outage (estimated to be September 1989).

A schedule for completion of the two items excepted above will be developed subsequent to completion of the staff's generic review.

Sincerely,

Steven A. Varga, Director
Division of Reactor Projects, I/II

cc: See next page

*SEE PREVIOUS CONCURRENCE

PDI-1
CVogan*
1/14/88

PDI-1
SMcNeil*
1/14/88

OGC *noted object*
1/25/88

PDI-1
RCapra
1/ /88

AD:DRPI/II
BBoger
1/ /88

D:DRPI/II
SVarga
1/ /88

See above comment.
↑

exception of instrumentation to monitor safety injection accumulator tank level and pressure and containment sump water temperature, shall be completed for Unit 1 prior to startup following the Cycle 10 refueling outage (estimated to be Spring 1988) and for Unit 2 prior to startup following the Cycle 9 refueling outage (estimated to be September 1989).

Sincerely,

Steven A. Varga, Director
Division of Reactor Projects, I/II

cc: See next page

PDI-1
CVogan *W*
1/14/88

PDI-1 *Sam*
SMcNeil
1/14/88

PDI-1
RCapra
1/ /88

AED:DRP1/2
BBoger
1/ /88

DRP1/2
SVarga
1/ /88

Mr. J. A. Tiernan
Baltimore Gas & Electric Company

Calvert Cliffs Nuclear Power Plant

cc:

Mr. John M. Gott, President
Calvert County Board of
Commissioners
Prince Frederick, Maryland 20768

Regional Administrator, Region I
U.S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, Pennsylvania 19406

D. A. Brune, Esq.
General Counsel
Baltimore Gas and Electric Company
P. O. Box 1475
Baltimore, Maryland 21203

Jay E. Silberg, Esq.
Shaw, Pittman, Potts and Trowbridge
1800 M Street, NW
Washington, DC 20036

Mr. M. E. Bowman, General Supervisor
Technical Services Engineering
Calvert Cliffs Nuclear Power Plant
MD Rts 2 & 4, P. O. Box 1535
Lusby, Maryland 20657-0073

Resident Inspector
c/o U.S. Nuclear Regulatory Commission
P. O. Box 437
Lusby, Maryland 20657-0073

Bechtel Power Corporation
ATTN: Mr. D. E. Stewart
Calvert Cliffs Project Engineer
15740 Shady Grove Road
Gaithersburg, Maryland 20760

Combustion Engineering, Inc.
ATTN: Mr. W. R. Horlacher, III
Project Manager
P. O. Box 500
1000 Prospect Hill Road
Windsor, Connecticut 06095-0500

Department of Natural Resources
Energy Administration, Power Plant
Siting Program
ATTN: Mr. T. Magette
Tawes State Office Building
Annapolis, Maryland 21204

July 1, 1987

Docket Nos. 50-317
and 50-318

DISTRIBUTION

Docket File

NRC PDR	B. Boger
Local PDR	C. Vogan
PDI-1 Rdg.	S. McNeil
T. Murley/J. Sniezek	OGC
F. Miraglia	E. Jordan
C. Rossi	J. Partlow
S. Varga	T. Barnhart(8)
GPA/PA	ACRS(10)
L. Tripp	ARM/LRMB

Mr. J. A. Tiernan
Vice President-Nuclear Energy
Baltimore Gas and Electric Company
P. O. Box 1475
Baltimore, Maryland 21203

Dear Mr. Tiernan:

SUBJECT: DENIAL OF REQUEST FOR EXEMPTION FROM ANNUAL REPORTING REQUIREMENTS
OF 10 CFR 50.54(a)(3) and 10 CFR 50.71(e)(4)

In your letter of June 11, 1987, you requested a scheduler exemption from the 10 CFR 50.54(a)(3) and 10 CFR 50.71(e)(4) requirements for filing the annual quality assurance program update and the Final Safety Analysis report revision for calendar year 1987. To remain in compliance with these provisions, these reports were required to be filed with the NRC by July 2, 1987. Your proposed exemption requested that this reporting deadline be extended to September 2, 1987.

The circumstances presented in your June 11, 1987 request do not satisfy the requirements for special circumstances needed to justify an exemption as required by 10 CFR 50.12, "Specific Exemptions." Consequently, your request for exemption is hereby denied.

Failure to submit these reports to the NRC by July 2, 1987 constitutes a non-compliance with the requirements of 10 CFR 50.54(a)(3) and 10 CFR 50.71(e)(4). BG&E will be considered to be in non-compliance until the submission of reports that adequately meet the regulatory requirements.

Sincerely,

Robert A. Capra, Acting Director
Project Directorate I-1
Division of Reactor Projects, I/II

cc: See next page

[Handwritten signature]
[Handwritten initials]
 OGC
 JScinto
 7/1/87

*Concurs
 non on sub
 OE
 JLieberman
 7/1/87*

PDI-1 *CV*
 CVogan
 7/1/87

PDI-1 *Sam*
 SMcNeil
 7/1/87

PDI-1
 RCapra
 7/1/87

8707130034 870701
 PDR ADOCK 05000317
 PDR
 P

Mr. J. A. Tiernan
Baltimore Gas & Electric Company

Calvert Cliffs Nuclear Power Plant

cc:

Mr. John M. Gott, President
Calvert County Board of
Commissioners
Prince Frederick, Maryland 20768

Regional Administrator, Region I
U.S. Nuclear Regulatory Commission
Office of Executive Director
for Operations
631 Park Avenue
King of Prussia, Pennsylvania 19406

D. A. Brune, Esq.
General Counsel
Baltimore Gas and Electric Company
P. O. Box 1475
Baltimore, Maryland 21203

Jay E. Silberg, Esq.
Shaw, Pittman, Potts and Trowbridge
1800 M Street, NW
Washington, DC 20036

Mr. M. E. Bowman, General Supervisor
Technical Services Engineering
Calvert Cliffs Nuclear Power Plant
MD Rts 2 & 4, P. O. Box 1535
Lusby, Maryland 20657-0073

Resident Inspector
c/o U.S. Nuclear Regulatory Commission
P. O. Box 437
Lusby, Maryland 20657-0073

Bechtel Power Corporation
ATTN: Mr. D. E. Stewart
Calvert Cliffs Project Engineer
15740 Shady Grove Road
Gaithersburg, Maryland 20760

Combustion Engineering, Inc.
ATTN: Mr. W. R. Horlacher, III
Project Manager
P. O. Box 500
1000 Prospect Hill Road
Windsor, Connecticut 06095-0500

Department of Natural Resources
Energy Administration, Power Plant
Siting Program
ATTN: Mr. T. Magette
Tawes State Office Building
Annapolis, Maryland 21204