



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

April 14, 1989

Docket Nos. 50-317
and 50-318

Mr. G. C. Creel
Vice President-Nuclear Energy
Baltimore Gas and Electric Company
Calvert Cliffs Nuclear Power Plant
MD Rtes. 2 & 4
Post Office Box 1535
Lusby, Maryland 20657

Dear Mr. Creel:

SUBJECT: CLARIFICATION OF TECHNICAL SPECIFICATION AMENDMENTS (TAC NOS. 08136
AND 08137)

On July 1, 1985, the Commission issued Amendment Nos. 105 and 86 to Facility Operating License Nos. DPR-53 and DPR-69 for Calvert Cliffs Nuclear Power Plant, Unit Nos. 1 and 2. These amendments completed the NRC staff response to your application dated October 11, 1984.

The effect of these amendments was to incorporate Radiological Effluent Technical Specifications (RETS) in Appendix A of the Units 1 and 2 Technical Specifications (TS) and to delete the environmental TS of TS Appendix B, Part I.

The amendments provided new TS pages stipulating that Appendix B, Part I had been deleted from the Units 1 and 2 TS. However, the implementation instructions attached to these amendments erroneously directed the removal of TS Appendix B in its entirety (Parts I and II) rather than just Appendix B, Part I.

The inconsistency between the Appendix B, Part I TS page and the amendment implementation instructions was identified by your staff which then verbally requested clarification in late 1988.

Review of your October 11, 1984 request for amendments, the December 31, 1984 Federal Register "Notice of Consideration of Issuance of Amendments and Opportunity for a Hearing" (49 FR 50799) and the associated NRC staff Safety

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Evaluation, dated February 22, 1985, conclusively demonstrated that the deletion of TS Appendix B, Part II was not requested, noticed, reviewed or approved. Consequently, Units 1 and 2 TS Appendix B, Part II, "Environmental Protection Plan (Non-Radiological)" remains in effect.

Please ensure that your TS include this section. Copies of all current Appendix B, Parts I and II, pages are enclosed and should be used to replace any pages you may currently have in Appendix B of your TS copies.

Please accept our apologies for the inconveniences that arose from the error in the amendment implementation instructions.

Sincerely,

Scott Alexander McNeil, Project Manager
Project Directorate I-1
Division of Reactor Projects I/II

Enclosure:
Appendix B Technical
Specifications for
DPR-53 and DPR-69

cc w/enclosure:
See next page

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[TECH SPEC AMEND TACS 08136/37]

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Mr. G. C. Creel
Baltimore Gas & Electric Company

Calvert Cliffs Nuclear Power Plant

cc:

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CALVERT CLIFFS NUCLEAR POWER PLANT

UNIT NOS. 1 AND 2

APPENDIX B

PART I

ENVIRONMENTAL TECHNICAL SPECIFICATIONS

FACILITY OPERATING LICENSE NOS. DPR-53 AND DPR-69

DELETED

See Appendix A Technical Specifications
Sections 3/4.11 and 3/4.12

ISSUED BY THE U. S. NUCLEAR REGULATORY COMMISSION

CALVERT CLIFFS UNIT 1
CALVERT CLIFFS UNIT 2

Amendment No. ~~23, 70, 700~~, 105
Amendment No. 7, ~~83, 82~~, 86

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APPENDIX B - PART II

TO FACILITY OPERATING LICENSE NOS. DPR-53 & DPR-69
CALVERT CLIFFS NUCLEAR POWER PLANT

BALTIMORE GAS & ELECTRIC COMPANY
DOCKET NOS. 50-317 & 50-318

PART II
ENVIRONMENTAL PROTECTION PLAN
(NON-RADIOLOGICAL)
TECHNICAL SPECIFICATIONS

CALVERT CLIFFS UNIT 1
CALVERT CLIFFS UNIT 2

AMENDMENT NO. 70
AMENDMENT NO. 53

1.0 Objectives of the Environmental Protection Plan

The Environmental Protection Plan (EPP) is to provide for protection of environmental values during construction and operation of the nuclear facility. The principal objectives of the EPP are as follows:

1. Verify that the plant is operated in an environmentally acceptable manner, as established by the FES and other NRC environmental impact assessments.
2. Coordinate NRC requirements and maintain consistency with other Federal, State and local requirements for environmental protection.
3. Keep NRC informed of the environmental effects of facility construction and operation and of actions taken to control those effects.

Environmental concerns identified in the FES which relate to water quality matters are regulated by way of the licensee's NPDES permit.

2.0 Environmental Protection Issues

In the FES-OL, the staff considered the environmental impacts associated with the operation of the Calvert Cliffs Plant. Certain environmental issues were identified which required study or license conditions to resolve environmental concerns and to assure adequate protection of the environment. The Appendix B Environmental Technical Specifications issued with the licenses included discharge restrictions and monitoring programs to resolve the issues. Prior to issuance of this EPP, the requirements remaining in the ETS were:

1. Protection of the aquatic environment by limiting the discharge of dissolved solids and acids and bases and an annual inventory of treatment chemicals added or used in the plant. (ETS 2.2.1, 2.2.2)
2. Surveillance programs for fish, crabs and oysters, and water quality to establish impact of plant operation on the aquatic environment. (ETS 3.1)
3. Special studies to document levels of intake entrainment and impingement in relation to the densities of important species in the plant vicinity. (ETS 3.1.2.b)

Aquatic issues are now addressed by the effluent limitations and monitoring requirements continued in the effective NPDES Permit issued by the State of Maryland Department of Health and Mental Hygiene. The NRC will rely on this agency for regulation of matters involving water quality and aquatic biota.

3.0 Consistency Requirements

3.1 Plant Design and Operation

The licensee may make changes in station design or operation or perform tests or experiments affecting the environment provided such changes, tests or experiments do not involve an unreviewed environmental question. Changes in plant design or operation or performance of tests or experiments which do not affect the environment are not subject to this requirement.

Before engaging in unauthorized construction or operational activities which may affect the environment, the licensee shall perform an environmental evaluation of such activity.* When the evaluation indicates that such activity involves an unreviewed environmental question, the licensee shall provide a written evaluation of such activities and obtain prior approval from the NRC.

A proposed change, test or experiment shall be deemed to involve an unreviewed environmental question if it concerns (1) a matter which may result in a significant increase in any adverse environmental impact previously evaluated in the final environmental statement (FES) as modified by staff's testimony to the Atomic Safety and Licensing Board, supplements to the FES, environmental impact appraisals, or in any decisions of the Atomic Safety and

*Activities are excluded from this requirement if all measurable nonradiological effects are confined to the on-site areas previously disturbed during site preparation, plant construction and previous plant operation.

Licensing Board; or (2) a significant change in effluents or power level (in accordance with 10 CFR Part 51.2(b)(2)); or (3) a matter not previously reviewed and evaluated in the documents specified in (1) of this Subsection, which may have a significant adverse environmental impact.

The licensee shall maintain records of changes in facility design or operation and of tests and experiments carried out pursuant to this Subsection. These records shall include a written evaluation which provides bases for the determination that the change, test, or experiment does not involve an unreviewed environmental question.

Activities governed by Section 3.3 of this EPP are not subject to the requirements of this section.

3.2 Reporting Related to the NPDES Permit and State Certification
(pursuant to Section 401 of the Clean Water Act)

1. Violations of the NPDES Permit or the State 401 Certification Conditions shall be reported to the NRC by submittal of copies of the reports required by the NPDES Permit or State 401 Certification.
2. The licensee shall provide the NRC with a copy of any 316(a) or (b) studies and/or related documentation at the same time it is submitted to the permitting agency.
3. Changes and additions to the NPDES Permit or the State 401 Certification shall be reported to the NRC within 30 days following the date the

change is approved. If a permit or certification, in part or in its entirety, is appealed and stayed, the NRC shall be notified within 30 days following the date the stay is granted.

4. The NRC shall be notified of changes to the effective NPDES Permit proposed by the licensee by providing NRC with a copy of the proposed change at the same time it is submitted to the permitting agency. The licensee shall provide the NRC a copy of the application for renewal of the NPDES Permit at the same time the application is submitted to the permitting agency.

3.3 Changes Required for Compliance with Other Environmental Regulations

Changes in plant design or operation and performance of tests or experiments which are required to achieve compliance with other Federal, State, or local environmental regulations are not subject to the requirements of Section 3.1.

4.0 Environmental Conditions

4.1 Significant Environmental Events

Any occurrence of a significant event that indicates or could result in significant environmental impact causally related to station operation shall be recorded and promptly reported to the NRC within 24 hours followed by a written report within 30 days. No routine monitoring programs are required to implement this condition.

The written report shall (a) describe, analyze, and evaluate the event, including extent and magnitude of the impact and plant operating characteristics, (b) describe the probable cause of the event, (c) indicate the action taken to correct the reported event, (d) indicate the corrective action taken to preclude repetition of the event and to prevent similar occurrences involving similar components or systems, and (3) indicate the agencies notified and their preliminary responses.

Events reportable under this subsection which also require reports to other Federal, State or local agencies shall be reported in accordance with those reporting requirements in lieu of the requirements of this subsection. The NRC shall be provided a copy of such report at the same time it is submitted to the other agency.

The following are examples of significant environmental events: excessive bird impact events; onsite plant or animal disease outbreaks; mortality or

unusual occurrence of any species protected by the Endangered Species Act of 1973; unusual fish kills; and increase in nuisance organisms or conditions.

4-2

CALVERT CLIFFS UNIT 1
CALVERT CLIFFS UNIT 2

AMENDMENT NO. 70
AMENDMENT NO. 53