

July 27, 1983

DISTRIBUTION:

Document Control  
NRC PDR  
Local PDR  
NSIC  
PRC  
LB#2 File  
EHylton  
DWagner  
JRutberg, OELD  
JSaltzman, AIG  
ELJordan, DEQA:IE  
JMTaylor, DRP:IE  
Goddard, OELD  
ABrauner, NRR  
BPCotter, ASLBP  
ACRS (16)

Docket No.: 50-354

Mr. R. L. Mittl, General Manager  
Nuclear Assurance & Regulation  
Public Service Electric & Gas Company  
80 Park Plaza T16D  
Newark, New Jersey 07101

Dear Mr. Mittl:

Subject: Notices Regarding Opportunity for Hearing for Application for an  
Operating License for Hope Creek Generating Station

On June 23, 1983, we advised you that your application for an operating license for the Hope Creek Generating Station, Unit 1 facility was acceptable for docketing. Following your submittal of the required number of copies, your application was docketed on June 29, 1983.

Enclosed for your information is a copy of the Federal Register Notice which advises that Hope Creek Generating Station, Unit 1 application has been docketed and offers an opportunity for public hearing. Also enclosed is a copy of a similar notice which will be published in the following newspapers: Wilmington News Journal, Wilmington, Delaware; Atlantic City Press, Atlantic City, New Jersey; and Today's Sunbeam, Salem, New Jersey.

Both notices are scheduled for publication on

Sincerely,

Original signed by:

A. Schwencer, Chief  
Licensing Branch No. 2  
Division of Licensing

Enclosures:

- 1. Federal Register Notice
- 2. Newspaper Notice

cc w/ enclosures:  
See next page

8308050580 830727  
PDR ADOCK 05000354  
A PDR

CP  
*[Handwritten signature]*

OFFICE	DL:LB#2/PM	DL:LB#2/PM	DL:LB#2/BC				
SURNAME	EHylton:pt	DWagner	ASchwencer				
DATE	7/25/83	7/27/83	7/27/83				

Hope Creek

Mr. R. L. Mittl, General Manager  
Nuclear Assurance & Regulation  
Public Service Electric & Gas Company  
80 Park Plaza T16D  
Newark, New Jersey 07101

cc: Troy B. Conner, Jr., Esquire  
Conner & Wetterhahn  
1747 Pennsylvania Avenue, N. W.  
Washington, D. C. 20006

Richard Fryling, Jr., Esquire  
Assistant General Solicitor  
Public Service Electric & Gas Co.  
80 Park Plaza T5E  
Newark, New Jersey 07101

Mr. P. R. H. Landrieu  
Project Manager - Hope Creek  
Public Service Electric & Gas Co.  
80 Park Plaza T17A  
Newark, New Jersey 07101

The Honorable Mark L. First  
Deputy Attorney General  
State of New Jersey  
Nuclear Energy Council  
36 West State Street  
Trenton, New Jersey 07102

Mr. David A. Caccia  
Box 70, A.R.D. #2  
Sewell, New Jersey 08080

Mr. B. A. Preston  
Principal Engineer  
Public Service Electric & Gas Co.  
80 Park Plaza T16D  
Newark, New Jersey 07101

Mr. N. C. Vasuki, Director  
Division of Environmental Control  
Tatnall Building  
Dover, Delaware 19901

Robert D. Westreich, Esquire  
Assistant Deputy Public Advocate  
P. O. Box 141  
Trenton, New Jersey 08625

F. Michael Parkowski, Esquire  
Deputy Attorney General  
Tatnall Building  
Dover, Delaware 19901

Mr. K. W. Burrowes, Project Engineer  
Bechtel Power Corporation  
50 Beale Street  
P. O. Box 3965  
San Francisco, California 94119

Mr. W. H. Bateman  
Resident Inspector  
U.S.N.R.C.  
P. O. Box 241  
Hancocks Bridge, New Jersey 08038

Mr. R. P. Douglas  
Manager-Licensing & Analysis  
Public Service Electric & Gas Co.  
80 Park Plaza T16D  
Newark, New Jersey 07101

Mr. R. S. Salvesen  
General Manager-Hope Creek Operations  
Public Service Electric & Gas Co.  
P. O. Box A  
Hancocks Bridge, New Jersey 08038

Mr. B. G. Markowitz, Project Manager  
Bechtel Power Corporation  
50 Beale Street  
P. O. Box 3965  
San Francisco, California 94119

Mr. E. F. Devoy  
Principal Engineer-Hope Creek  
PSE&G c/o Bechtel Power Corporation  
50 Beale Street  
P. O. Box 3965  
San Francisco, California 94119

Mr. A. E. Giardino  
Manager - Quality Assurance E&C  
Public Service Electric & Gas Co.  
P. O. Box A  
Hancocks Bridge, New Jersey 08038

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of:	)	
	)	
PUBLIC SERVICE ELECTRIC AND GAS COMPANY	)	Docket No. 50-354
	)	
ATLANTIC CITY ELECTRIC COMPANY	)	
	)	
Hope Creek Generating Station	)	

NOTICE OF RECEIPT OF APPLICATION FOR FACILITY OPERATING LICENSE;  
NOTICE OF AVAILABILITY OF APPLICANT'S ENVIRONMENTAL REPORT; AND  
NOTICE OF CONSIDERATION OF ISSUANCE OF FACILITY OPERATING LICENSE  
AND NOTICE OF OPPORTUNITY FOR HEARING

Notice is hereby given that the Nuclear Regulatory Commission (the Commission) has received an application for a facility operating license from Public Service Electric and Gas Company acting for itself and as agent for Atlantic City Electric Company (the applicants) for a facility operating license. Public Service Electric and Gas Company retains exclusive responsibility for the design, procurement, operation, maintenance, and all related functions with respect to the Hope Creek Generating Station, a boiling water nuclear reactor (the facility) located in Lower Alloways Creek Township, Salem County, New Jersey. The reactor is designed to operate at a steady-state power level of 3293 megawatts thermal, with an equivalent net electrical output of approximately 1067 megawatts.

Pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in 10 CFR Part 51, the applicants filed an environmental report as part of the application. The report, which discusses environmental considerations related to the proposed operation of the facility is being made available at the Division of State and Regional Planning, Department of Community Affairs, 329 West State Street, Trenton, New Jersey 08625 and at the Wilmington Metropolitan

8308050584 830727  
PDR ADDCK 0500354  
A PDR

SURNAME						
DATE						

Area Planning Coordinating Council (WILMAPCO), Suite 201, Stockton Building, University Office Plaza, Newark, Delaware 19702.

After the environmental report has been analyzed by the Commission's staff, a draft environmental statement will be prepared. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER, a notice of availability of the draft statement, requesting comments from interested persons on the draft statement. The notice will also contain a statement to the effect that any comments of Federal agencies and State and local officials will be made available when received. The draft environmental statement will focus only on any matters which differ from those previously discussed in the final environmental statement prepared in connection with the issuance of the construction permit. Upon consideration of comments submitted with respect to the draft environmental statement, the Commission's staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

The Commission will consider the issuance of a facility operating license to the applicants which would authorize the Public Service Electric and Gas Company to possess, use and operate the Hope Creek Generating Station, in accordance with the provisions of the license and the Technical Specifications appended thereto, upon: (1) the completion of a favorable safety evaluation of the application by the Commission's staff; (2) the completion of the environmental review required by the Commission's regulations in 10 CFR Part 51; (3) the receipt of a report on the applicant's application for a facility

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....

operating license by the Advisory Committee on Reactor Safeguards; and (4) a finding by the Commission that the application for the facility license, as amended, complies with the requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations in 10 CFR Chapter 1. Construction of the facility was authorized by Construction Permit No. CPPR-120, issued by the Atomic Energy Commission\* on November 4, 1974. Construction of the facility is anticipated to be completed by January 1986.

With regard to Executive Order 11988, Floodplain Management, the Hope Creek Generating Station will have structures located on the floodplain. The subject of floodplain management will be discussed in the Commission's environmental statement referenced above.

Prior to issuance of any operating license, the Commission will inspect the facility to determine whether it has been constructed in accordance with the application, as amended, and the provisions of the construction permit. In addition, the license will not be issued until the Commission has made the findings reflecting its review of the application under the Act, which will be set forth in the proposed license, and has concluded that the issuance of the license will not be inimical to the common defense and security or to the health and safety of the public. Upon issuance of the license, the applicants will be required to execute an indemnity agreement as required by Section 170 of the Act and 10 CFR Part 140 of the Commission's regulations.

\*Effective January 19, 1975, the Atomic Energy Commission became the Nuclear Regulatory Commission and permits in effect on that day were continued under the authority of the Nuclear Regulatory Commission.

OFFICE	.....	.....	.....	.....	.....	.....	.....
SURNAME	.....	.....	.....	.....	.....	.....	.....
DATE	.....	.....	.....	.....	.....	.....	.....

By September 9, 1983 , the applicant may file a request for a hearing with respect to issuance of the facility operating license and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition and the Secretary of the Commission, or designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR §2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition, but such an amended petition must satisfy the specificity requirements described above.

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, the petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, ATTN: Docketing and Service Section, or may be delivered to the Commission's Public Document Room 1717 H Street, N. W., Washington, D. C., by September 9, 1983 . A copy of the petition should also be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C., 20555, and to Troy B. Conner, Jr., Esq., Conner & Wetterhahn, P.C., Suite 1050, 1747 Pennsylvania Avenue, N. W., Washington, D. C. 20006, attorney for the applicant. Any questions or requests for additional information regarding the content of this notice should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer, or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a late petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR §2.714(a)(1)(i)-(v) and §2.714(d).

For further details pertinent to the matters under consideration, see the application for the facility operating license, including the Final Safety Analysis Report and the Environmental Report dated July 8, 1983, which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. and at the Salem Free Public Library, 112 West Broadway, Salem, New Jersey 08079. As they become available, the following documents may be inspected at the above locations: (1) the safety evaluation report prepared by the Commission's staff; (2) the draft environmental statement; (3) the final environmental statement; (4) the report of the Advisory Committee on Reactor Safeguards on the application for facility operating license; (5) the proposed facility operating license, and (6) the Technical Specifications, which will be attached to the proposed facility operating license.

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....



Copies of the proposed operating license and the ACRS report, when available, may be obtained by request to the Director, Division of Licensing, Office of Nuclear Reactor Regulation, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555. Copies of the Commission's staff safety evaluation report and final environmental statement, when available, may be purchased at current rates, from the National Technical Information Service, Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161.

FOR THE NUCLEAR REGULATORY COMMISSION

A. Schwencer, Chief  
Licensing Branch No. 2  
Division of Licensing

Dated at Bethesda, Maryland  
this 27<sup>th</sup> day of July, 1983.

DL:LB#2/PM  
DWalsh  
6/30/83

OFFICE	DL:LB#4/LA	DL:LB#2/BC	QELD				
SURNAME	MDuncan:pt	ASchwencer	<i>[Signature]</i>				
DATE	6/30/83	7/19/83	7/8/83				

NOTICE OF OPPORTUNITY FOR PUBLIC PARTICIPATION  
IN PROPOSED NRC LICENSING ACTION ON APPLICATION BY  
PUBLIC SERVICE ELECTRIC AND GAS COMPANY  
ATLANTIC CITY ELECTRIC COMPANY  
FOR HOPE CREEK GENERATING STATION

The United States Nuclear Regulatory Commission is giving public notice that it is considering issuance of an operating license to Public Service Electric and Gas Company and Atlantic City Electric Company for operation of the Hope Creek Generating Station located in Lower Alloways Creek Township, Salem County, New Jersey.

The notice provides that within 30 days after publication of notice in the FEDERAL REGISTER on August 11, 1983, any member of the public whose interest may be affected by the proceeding may file a request for a public hearing in the form of a petition for leave to intervene with respect to whether an operating license should be issued.

Petitions for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Such petitions must be filed in accordance with the above-referenced FEDERAL REGISTER Notice and must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, ATTN: Docketing and Service Section, by September 9, 1983. A copy of the petition and/or request for hearing should be sent to the Executive Legal Director, U. S. Nuclear Regulatory

Commission, Washington, D. C. 20555, and to Troy B. Conner, Jr., Esq., Conner & Wetterhahn, P.C., Suite 1050, 1747 Pennsylvania Avenue, N.W., Washington, D. C. 20006, attorney for the applicant. Any questions or requests for additional information regarding the content of this notice should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, the petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each.

All petitions will be acted upon by the Commission or the Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, that person becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, that person may present evidence and cross-examine witnesses.

A copy of the FEDERAL REGISTER Notice is available for public inspection at Salem Free Public Library, 112 West Broadway, Salem, New Jersey 08079 during the following hours: Tuesday and Wednesday between 1:00 pm and 8:00 pm; Thursday between 10:00 am and 8:00 pm; Friday between 1:00 pm and 5:00 pm; and Saturday between 10:00 am and 5:00 pm.