

MAY 27 1982

DISTRIBUTION

Docket File

Gray File +4
ASLAB
EBlackwood
Hornstein
R. Ballard
T. Cain

DMB 016

Dockets Nos. 50-269, 50-270
and 50-287

Mr. William O. Parker, Jr.
Vice President - Steam Production
Duke Power Company
P. O. Box 33189
422 South Church Street
Charlotte, North Carolina 28242

NRC PDR
L PDR
ORB#4 Rdg
DEisenhut
OELD
AEOD
IE-2
ACRS-10
TBarnhart-12
LSchneider
OGC
OPA
DBrinkman
RDiggs
PWagner
RIngram

Dear Mr. Parker:

By application dated February 1, 1982, you requested that the Oconee Nuclear Station common Technical Specifications (TSs) be revised by increasing the chemical discharge limitation for boron contained in the Appendix B TSs. We reviewed this change and found that, since this limitation applies to aquatic ecology, it should be deleted from the Appendix B TS. We further reviewed the Appendix B TSs and determined that other water quality limitations are contained therein. It is our position that all limitations relating to aquatic ecology should be removed from the TSs as a matter of law (Yellow Creek, 8 NRC at 702; H. B. Robinson, slip op. at 8-9) since these limitations are within the jurisdiction of the State of South Carolina. This position has been discussed with and agreed to by members of your staff.

The Commission has, therefore, issued the enclosed Amendments Nos. 112, 112, and 109 to Licenses Nos. DPR-38, DPR-47 and DPR-55 for the Oconee Nuclear Station, Units Nos. 1, 2 and 3. These amendments delete Sections 1.1, "Station Cooling Water Systems Thermal Limits," and 1.2, "Chemical Discharge Limits" from the Appendix B TSs.

We have concluded that, since this is a ministerial action required as a matter of law, no environmental assessment need be prepared as a condition precedent to taking the action.

The amendment does not involve significant new safety information of a type not considered by a previous Commission safety review of the facility. It does not involve a significant increase in the probability or consequences of an accident, does not involve a significant decrease in a safety margin, and therefore, does not involve a significant hazards consideration. We have also concluded that there is reasonable assurance that the health and safety of the public will not be endangered by this action.

8206240455 820527
PDR ADOCK 05000269
P PDR

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

Mr. William O. Parker, Jr.

-2-

A copy of the Notice of Issuance is also enclosed.

Sincerely,

~~PERSONAL~~ SIGNED BY

Philip C. Wagner, Project Manager
Operating Reactors Branch #4
Division of Licensing

Enclosures:

- 1. Amendment No. 112 to DPR-38
- 2. Amendment No. 112 to DPR-47
- 3. Amendment No. 109 to DPR-55
- 4. Notice

cc w/enclosures:
See next page

OFFICE	ORB#4:DL	ORB#4:DL	C-ORB#4:DL	AD:OR:DL	OELD		
SURNAME	RIngram	PWagner:cf	JStolz	TNovak	R. Rawson		
DATE	5/17/82	5/17/82	5/18/82	5/17/82	5/23/82		



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

May 27, 1982

DISTRIBUTION
Docket File
ORB#4 Rdg
RIngram

Docket No. 50-269, 50-270
and 50-287

Docketing and Service Section
Office of the Secretary of the Commission

SUBJECT: OCONEE NUCLEAR STATION, UNITS NOS. 1, 2 AND 3

Two signed originals of the Federal Register Notice identified below are enclosed for your transmittal to the Office of the Federal Register for publication. Additional conformed copies (12) of the Notice are enclosed for your use.

- Notice of Receipt of Application for Construction Permit(s) and Operating License(s).
- Notice of Receipt of Partial Application for Construction Permit(s) and Facility License(s): Time for Submission of Views on Antitrust Matters.
- Notice of Availability of Applicant's Environmental Report.
- Notice of Proposed Issuance of Amendment to Facility Operating License.
- Notice of Receipt of Application for Facility License(s); Notice of Availability of Applicant's Environmental Report; and Notice of Consideration of Issuance of Facility License(s) and Notice of Opportunity for Hearing.
- Notice of Availability of NRC Draft/Final Environmental Statement.
- Notice of Limited Work Authorization.
- Notice of Availability of Safety Evaluation Report.
- Notice of Issuance of Construction Permit(s).
- Notice of Issuance of Facility Operating License(s) or Amendment(s).
- Other: Amendments Nos. 112, 112, 109, respectively.
Referenced documents have been provided BDR.

Division of Licensing, ORB#4
Office of Nuclear Reactor Regulation

Enclosure:
As Stated

OFFICE →	ORB#4:DL					
SURNAME →	RIngram;cf					
DATE →	6/1/82					

Duke Power Company

cc w/enclosure(s):

Mr. William L. Porter
Duke Power Company
P. O. Box 33189
422 South Church Street
Charlotte, North Carolina 28242

Oconee County Library
501 West Southbroad Street
Walhalla, South Carolina 29691

Honorable James M. Phinney
County Supervisor of Oconee County
Walhalla, South Carolina 29621

Mr. James P. O'Reilly, Regional Administrator
U. S. Nuclear Regulatory Commission, Region II
101 Marietta Street, Suite 3100
Atlanta, Georgia 30303

cc w/enclosure(s) & incoming dtd.:

2/1/82

Office of Intergovernmental Relations
116 West Jones Street
Raleigh, North Carolina 27603

Regional Radiation Representative
EPA Region IV
345 Courtland Street, N.E.
Atlanta, Georgia 30308

William T. Orders
Senior Resident Inspector
U.S. Nuclear Regulatory Commission
Route 2, Box 610
Seneca, South Carolina 29678

Mr. Robert B. Borsum
Babcock & Wilcox
Nuclear Power Generation Division
Suite 220, 7910 Woodmont Avenue
Bethesda, Maryland 20814

Manager, LIS
NUS Corporation
2536 Countryside Boulevard
Clearwater, Florida 33515

J. Michael McGarry, III, Esq.
DeBevoise & Liberman
1200 17th Street, N.W.
Washington, D. C. 20036



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

DUKE POWER COMPANY

DOCKET NO. 50-269

OCONEE NUCLEAR STATION, UNIT NO. 1

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 112
License No. DPR-38

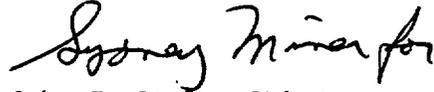
1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The application for amendment by Duke Power Company (the licensee) dated February 1, 1982, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I;
 - B. The facility will operate in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;
 - C. There is reasonable assurance (i) that the activities authorized by this amendment can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations;
 - D. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - E. The issuance of this amendment is in accordance with 10 CFR Part 51 of the Commission's regulations and all applicable requirements have been satisfied.
2. Accordingly, the license is amended by changes to the Technical Specifications as indicated in the attachment to this license amendment and paragraph 3.B of Facility Operating License No. DPR-38 is hereby amended to read as follows:

3.B Technical Specifications

The Technical Specifications contained in Appendices A and B, as revised through Amendment No. 112 are hereby incorporated in the license. The licensee shall operate the facility in accordance with the Technical Specifications.

3. This license amendment is effective as of the date of its issuance.

FOR THE NUCLEAR REGULATORY COMMISSION



John F. Stolz, Chief
Operating Reactors Branch #4
Division of Licensing

Attachment:
Changes to the Technical
Specifications

Date of Issuance: May 27, 1982



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

DUKE POWER COMPANY

DOCKET NO. 50-270

OCONEE NUCLEAR STATION, UNIT NO. 2

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 112
License No. DPR-47

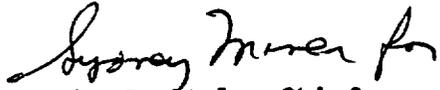
1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The application for amendment by Duke Power Company (the licensee) dated February 1, 1982, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I;
 - B. The facility will operate in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;
 - C. There is reasonable assurance (i) that the activities authorized by this amendment can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations;
 - D. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - E. The issuance of this amendment is in accordance with 10 CFR Part 51 of the Commission's regulations and all applicable requirements have been satisfied.
2. Accordingly, the license is amended by changes to the Technical Specifications as indicated in the attachment to this license amendment and paragraph 3.B of Facility Operating License No. DPR-47 is hereby amended to read as follows:

3.B Technical Specifications

The Technical Specifications contained in Appendices A and B, as revised through Amendment No. 112 are hereby incorporated in the license. The licensee shall operate the facility in accordance with the Technical Specifications.

3. This license amendment is effective as of the date of its issuance.

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in cursive script, appearing to read "John F. Stolz for".

John F. Stolz, Chief
Operating Reactors Branch #4
Division of Licensing

Attachment:
Changes to the Technical
Specifications

Date of Issuance: May 27, 1982



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

DUKE POWER COMPANY

DOCKET NO. 50-287

OCONEE NUCLEAR STATION, UNIT NO. 3

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 109
License No. DPR- 55

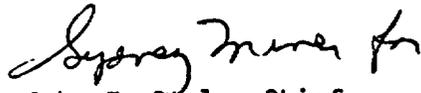
1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The application for amendment by Duke Power Company (the licensee) dated February 1, 1982, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I;
 - B. The facility will operate in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;
 - C. There is reasonable assurance (i) that the activities authorized by this amendment can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations;
 - D. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - E. The issuance of this amendment is in accordance with 10 CFR Part 51 of the Commission's regulations and all applicable requirements have been satisfied.
2. Accordingly, the license is amended by changes to the Technical Specifications as indicated in the attachment to this license amendment and paragraph 3.B of Facility Operating License No. DPR-55 is hereby amended to read as follows:

3.B Technical Specifications

The Technical Specifications contained in Appendices A and B, as revised through Amendment No. 109 are hereby incorporated in the license. The licensee shall operate the facility in accordance with the Technical Specifications.

3. This license amendment is effective as of the date of its issuance.

FOR THE NUCLEAR REGULATORY COMMISSION



John F. Stolz, Chief
Operating Reactors Branch #4
Division of Licensing

Attachment:
Changes to the Technical
Specifications.

Date of Issuance: May 27, 1982

ATTACHMENTS TO LICENSE AMENDMENTS

AMENDMENT NO. 112 TO DPR-38

AMENDMENT NO. 112 TO DPR-47

AMENDMENT NO. 109 TO DPR-55

DOCKETS NOS. 50-269, 50-270 AND 50-287

Replace the following pages of the Appendix "B" Technical Specifications with the attached pages. The revised pages are identified by amendment numbers and contain vertical lines indicating the area of change.

REMOVE PAGES

1

2

3

INSERT PAGES

1

2

—

1.1 STATION COOLING WATER SYSTEMS THERMAL LIMITS

These limits have been deleted.

1.2 CHEMICAL DISCHARGE LIMITS

These limits have been deleted.

UNITED STATES NUCLEAR REGULATORY COMMISSIONDOCKETS NOS. 50-269, 50-270 AND 50-287DUKE POWER COMPANYNOTICE OF ISSUANCE OF AMENDMENTS TO FACILITY
OPERATING LICENSES

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendments Nos. 112 , 112 , and 109 to Facility Operating Licenses Nos. DPR-38, DPR-47 and DPR-55, respectively, issued to Duke Power Company (the licensee), which revised the Technical Specifications (TSs) for operation of the Oconee Nuclear Station, Units Nos. 1, 2 and 3, located in Oconee County, South Carolina. The amendments are effective as of the date of issuance.

These amendments delete the requirements relating to aquatic ecology from the Appendix B TS, since these requirements are within the jurisdiction of the State of South Carolina.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of these amendments was not required since the amendments do not involve a significant hazards consideration.

The Commission has determined that the issuance of these amendments is a ministerial action required as a matter of law and that therefore, no environmental impact statement or negative declaration and environmental

-2-

impact appraisal need be prepared in connection with the issuance of these amendments.

For further details with respect to this action, see (1) the application for amendments dated February 1, 1982, (2) Amendments Nos. 112 , 112 , and 109 to Licenses Nos. DPR-38, DPR-47 and DPR-55, respectively, and (3) the Commission's related letter to the licensee dated May 27, 1982. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Oconee County Library, 501 West Southbroad Street, Walhalla, South Carolina. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 27th day of May 1982.

FOR THE NUCLEAR REGULATORY COMMISSION


John F. Stolz, Chief
Operating Reactors Branch #4
Division of Licensing