

September 27, 2001

Mr. C. Lance Terry
Senior Vice President &
Principal Nuclear Officer
TXU Electric Company
Attn: Regulatory Affairs Department
P. O. Box 1002
Glen Rose, TX 76043

SUBJECT: COMANCHE PEAK STEAM ELECTRIC STATION (CPSES), UNITS 1 AND 2 -
ENVIRONMENTAL ASSESSMENT RELATED TO PROPOSED LICENSE
TRANSFER AND RELATED LICENSE AMENDMENTS (TAC NOS. MB2203
AND MB2204)

Dear Mr. Terry:

Enclosed is a copy of the Environmental Assessment and Finding of No Significant Impact related to the portion of your application dated June 19, 2001, which requests a license amendment to delete antitrust conditions. The proposed action would delete the antitrust conditions contained in Appendix C to the Facility Operating Licenses for CPSES, Units 1 and 2.

The assessment is being forwarded to the Office of the Federal Register for publication.

Sincerely,

/RA by R. Gramm for/

David H. Jaffe, Senior Project Manager, Section 1
Project Directorate IV
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-445 and 50-446

Enclosure: Environmental Assessment

cc w/encl: See next page

September 27, 2001

Mr. C. Lance Terry
Senior Vice President &
Principal Nuclear Officer
TXU Electric Company
Attn: Regulatory Affairs Department
P. O. Box 1002
Glen Rose, TX 76043

SUBJECT: COMANCHE PEAK STEAM ELECTRIC STATION (CPSES), UNITS 1 AND 2 - ENVIRONMENTAL ASSESSMENT RELATED TO PROPOSED LICENSE TRANSFER AND RELATED LICENSE AMENDMENTS (TAC NOS. MB2203 AND MB2204)

Dear Mr. Terry:

Enclosed is a copy of the Environmental Assessment and Finding of No Significant Impact related to the portion of your application dated June 19, 2001, which requests a license amendment to delete antitrust conditions. The proposed action would delete the antitrust conditions contained in Appendix C to the Facility Operating Licenses for CPSES, Units 1 and 2.

The assessment is being forwarded to the Office of the Federal Register for publication.

Sincerely,

/RA by R. Gramm for/

David H. Jaffe, Senior Project Manager, Section 1
Project Directorate IV
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-445 and 50-446

Enclosure: Environmental Assessment

cc w/encl: See next page

DISTRIBUTION:

PUBLIC

PDIV-1 Reading

RidsNrrDlpmLpdIV (SRichards)

RidsNrrDlpmLpdIV1 (RGramm)

RidsNrrPMDJaffe

RidsNrrDripRgeb

RidsOgcRp

RidsAcrsAcnwMailCenter

RidsRgn4MailCenter (KBrockman)

RidsNrrLADJohnson

**Concur with changes

* See previous concurrence

ACCESSION NO.: ML012190149

OFFICE	PDIV-1/PM	PDIV-1/LA	RGEB	OGC**	PDIV-1/SC
NAME	DJaffe:db	DJohnson	JWilson for BZalcman*	GKim*	RGramm
DATE	09/20/01	09/24/01	08/11/01	09/17/01	09/25/01

OFFICIAL RECORD COPY

Comanche Peak Steam Electric Station

cc:

Senior Resident Inspector
U.S. Nuclear Regulatory Commission
P. O. Box 2159
Glen Rose, TX 76403-2159

Regional Administrator, Region IV
U.S. Nuclear Regulatory Commission
611 Ryan Plaza Drive, Suite 400
Arlington, TX 76011

Mrs. Juanita Ellis, President
Citizens Association for Sound Energy
1426 South Polk
Dallas, TX 75224

Mr. Roger D. Walker
Regulatory Affairs Manager
TXU Electric
P. O. Box 1002
Glen Rose, TX 76043

George L. Edgar, Esq.
Morgan, Lewis & Bockius
1800 M Street, N.W.
Washington, DC 20036-5869

Honorable Dale McPherson
County Judge
P. O. Box 851
Glen Rose, TX 76043

Office of the Governor
ATTN: John Howard, Director
Environmental and Natural
Resources Policy
P. O. Box 12428
Austin, TX 78711

Arthur C. Tate, Director
Division of Compliance & Inspection
Bureau of Radiation Control
Texas Department of Health
1100 West 49th Street
Austin, TX 78756-3189

Jim Calloway
Public Utility Commission of Texas
Electric Industry Analysis
P. O. Box 13326
Austin, TX 78711-3326

UNITED STATES NUCLEAR REGULATORY COMMISSION
TXU ELECTRIC
DOCKET NOS. 50-445 AND 50-446
COMANCHE PEAK STEAM ELECTRIC STATION, UNITS 1 AND 2
ENVIRONMENTAL ASSESSMENT AND FINDING OF
NO SIGNIFICANT IMPACT

The U.S. Nuclear Regulatory Commission (NRC) is considering issuance of amendments to delete the anti-trust conditions contained in Appendix C to Facility Operating License (FOL) Nos. NPF-87 and NPF-89, issued to TXU Electric (the licensee), for operation of the Comanche Peak Steam Electric Station (CPSES), Units 1 and 2, and issuance of associated conforming and nonconforming license amendments. CPSES, Units 1 and 2, are located in Somervell and Hood counties, Texas. Therefore, as required by 10 CFR 51.21, the NRC is issuing this environmental assessment and finding of no significant impact.

ENVIRONMENTAL ASSESSMENT

Identification of the Proposed Action:

The proposed action would delete the anti-trust conditions contained in Appendix C to the FOLs for CPSES, Units 1 and 2. The licensee has proposed to amend the FOLs to delete anti-trust conditions in the context of its application for the Commission's consent to transfer the FOLs to an affiliated generating company.

The proposed action is in accordance with the licensee's application dated June 19, 2001.

The Need for the Proposed Action:

The proposed action is needed, according to the licensee's application, in order to, among other things, remove certain requirements that are no longer necessary following Texas's adoption of a comprehensive restructuring system.

Environmental Impacts of the Proposed Action:

The NRC has completed its evaluation of the proposed action and concludes that the proposed license amendments represent administrative actions which have no effect on plant equipment or operation.

The proposed action will not significantly increase the probability or consequences of accidents, no changes are being made in the types of effluents that may be released off site, and there is no significant increase in occupational or public radiation exposure. Therefore, there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential non-radiological impacts, the proposed action does not have a potential to affect any historic sites. It does not affect non-radiological plant effluents and has no other environmental impact. Therefore, there are no significant non-radiological environmental impacts associated with the proposed action.

Accordingly, the NRC concludes that there are no significant environmental impacts associated with the proposed action.

Environmental Impacts of the Alternatives to the Proposed Action:

As an alternative to the proposed action, the staff considered denial of the proposed action (i.e., the "no-action" alternative). Denial of the application would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action are similar.

Alternative Use of Resources:

The action does not involve the use of any different resource than those previously considered in NUREG-0775, "Final Environmental Statement Related to the Operation of Comanche Peak Steam Electric Station, Units 1 and 2," dated September 1981.

Agencies and Persons Consulted:

On August 8, 2001, the staff consulted with the Texas State official, Mr. Arthur Tate of the Texas Department of Health, Bureau of Radiation Control regarding the environmental impact of the proposed action. The State official had no comments.

FINDING OF NO SIGNIFICANT IMPACT

On the basis of the environmental assessment, the NRC concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the NRC has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to the proposed action, see the licensee's letter dated June 19, 2001. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management System (ADAMS) Public Library component on the NRC Web site, <http://www.nrc.gov> (the Public Electronic Reading Room). If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC PDR Reference staff at 1-800-397-4209, or 301-415-4737, or by e-mail at pdr@nrc.gov.

Dated at Rockville, Maryland, this 27th day of September, 2001.

FOR THE NUCLEAR REGULATORY COMMISSION

/RA/

David H. Jaffe, Senior Project Manager, Section 1
Project Directorate IV
Division of Licensing Project Management
Office of Nuclear Reactor Regulation