

FEBRUARY 09 1979

Docket No. 50-336

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Mr. W. G. Council, Vice President
Nuclear Engineering and Operations
Northeast Nuclear Energy Company
P. O. Box 270
Hartford, Connecticut 06101

Dear Mr. Council:

The Commission has filed the enclosed "Notice of Proposed Issuance of Amendment to Facility Operating License" with the Office of the Federal Register for publication. The notice relates to your request dated December 15, 1978, for amendment to License No. DPR-65 for Unit No. 2 of the Millstone Nuclear Station to allow operation of the facility at 2700 Mwt in lieu of the current licensed level of 2560 Mwt.

Sincerely,

Original signed by

Robert W. Reid, Chief
Operating Reactors Branch #4
Division of Operating Reactors

Enclosure:
Notice

cc: See next page

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*Commence
subject to what is indicated
on pp 2 and 3 of
Federal Register notice*

*done
2/8/79*

*CP
GP*

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OFFICE →	ORB#4: DOR	ORB#4: DOR	OELD	C-ORB#4: DOR	
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DATE →	2/15/78	2/17/78	2/15/79	2/9/78	

Northeast Nuclear Energy Company

cc w/enclosure(s):

William H. Cuddy, Esquire
Day, Berry & Howard
Counselors at Law
One Constitution Plaza
Hartford, Connecticut 06103

Anthony Z. Roisman
Natural Resources Defense Council
917 15th Street, N.W.
Washington, D.C. 20005

Mr. Albert L. Partridge, First Selectman
Town of Waterford
Hall of Records - 200 Boston Post Road
Waterford, Connecticut 06385

Northeast Nuclear Energy Company
ATTN: Superintendent
Millstone Plant
Post Office Box 128
Waterford, Connecticut 06385

Chief, Energy Systems Analyses
Branch (AW-459)
Office of Radiation Programs
U. S. Environmental Protection Agency
Room 645, East Tower
401 M Street, N.W.
Washington, D. C. 20460

U. S. Environmental Protection Agency
Region I Office
ATTN: EIS COORDINATOR
John F. Kennedy Federal Building
Boston, Massachusetts 02203

Waterford Public Library
Rope Ferry Road, Route 156
Waterford, Connecticut 06385

Northeast Utilities Service Company
ATTN: Mr. James R. Himmelwright
Nuclear Engineering and Operations
P. O. Box 270
Hartford, Connecticut 06101

U. S. Nuclear Regulatory Commission
Region I
Office of Inspection and Enforcement
ATTN: Mr. John T. Shedlosky
631 Park Avenue
King of Prussia, Pennsylvania 19406

cc w/enclosure(s) and incoming
dtd.: 12/15/78

Connecticut Energy Agency
ATTN: Assistant Director, Research
and Policy Development
Department of Planning and Energy
Policy
20 Grand Street
Hartford, Connecticut 06106

UNITED STATES NUCLEAR REGULATORY COMMISSION

7590-01

DOCKET NO. 50-336

NORTHEAST NUCLEAR ENERGY COMPANY, ET AL

NOTICE OF PROPOSED ISSUANCE OF AMENDMENT TO
TO FACILITY OPERATING LICENSE

The U. S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-65 issued to the Northeast Nuclear Energy Company, The Connecticut Light and Power Company, The Hartford Electric Company, and Western Massachusetts Electric Company (the licensees) for operation of the Millstone Nuclear Power Station, Unit No. 2 (the facility), a pressurized water reactor located in the Town of Waterford, Connecticut, and currently authorized to operate at power levels up to 2560 Mwt.

In accordance with the licensees' application for a license amendment dated December 15, 1978, the amendment would authorize operation of the facility at 2700 Mwt in lieu of the current licensed level of 2560 Mwt.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations.

By March 23, 1979 the licensees may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written 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

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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 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 the petition without requesting leave of the Board up to fifteen (15) days prior to the first pre-hearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding a 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. Contentions shall be limited to the matters within the scope of the amendment under consideration. 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.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

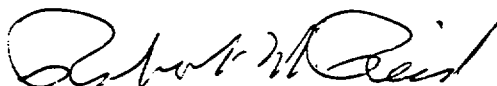
A request for a hearing or a petition for leave to intervene shall be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, or may be delivered to the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner or representative for the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325-6000 (in Missouri (800) 342-6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to Robert Reid: (petitioner's name and telephone number); (date petition was mailed); (plant name); and (publication date and page number of this FEDERAL REGISTER notice). 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 William H. Cuddy, Esquire, Day, Berry and Howard, Counselors at Law, One Constitution Plaza, Hartford, Connecticut 06103, attorney for the licensees.

Nontimely filings or 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)(i)-(v) and § 2.714(d).

For further details with respect to this action, see the application for amendment dated December 15, 1978, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D. C., and at the Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut.

Dated at Bethesda, Maryland this 9th day of February, 1979.

FOR THE NUCLEAR REGULATORY COMMISSION



Robert W. Reid, Chief
Operating Reactors Branch #4
Division of Operating Reactors