

September 30, 1986

Dockets Nos. 50-321
and 50-366

Mr. J. T. Beckham, Jr.
Vice President - Nuclear Generation
Georgia Power Company
P. O. Box 4545
Atlanta, Georgia 30302

Dear Mr. Beckham:

The Commission has requested the Office of the Federal Register to publish the enclosed "Notice of Consideration of Issuance of Amendments to Facility Operating Licenses and Opportunity for Prior Hearing". This notice relates to your application for amendments dated September 9, 1986, which would revise the Technical Specifications for the Edwin I. Hatch Nuclear Plant, Units 1 and 2, to lower the minimum river water level required for continued plant operation.

This notice is being issued because we are unable to make a preliminary determination that the proposed amendments do not involve a significant reduction in a margin of safety.

Sincerely,

Original signed by

George W. Rivenbark, Project Manager
BWR Project Directorate #2
Division of BWR Licensing

Enclosure:
Notice

cc w/enclosure:
See next page

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Mr. J. T. Beckham, Jr.
Georgia Power Company

Edwin J. Hatch Nuclear Plant,
Units Nos. 1 and 2

cc:

Bruce W. Churchill, Esquire
Shaw, Pittman, Potts & Trowbridge
1800 M Street, N.W.
Washington, D.C. 20036

Mr. L. T. Gucwa
Engineering Department
Georgia Power Company
P. O. Box 4545
Atlanta, Georgia 30302

Mr. H. C. Nix, Jr., General Manager
Edwin J. Hatch Nuclear Plant
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Baxley, Georgia 31513

Mr. Louis B. Long
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Birmingham, Alabama 35202

Resident Inspector
U.S. Nuclear Regulatory Commission
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Regional Administrator, Region JJ
U.S. Nuclear Regulatory Commission,
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Mr. Charles H. Badger
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Room 610
270 Washington Street, S.W.
Atlanta, Georgia 30334

Mr. J. Leonard Ledbetter, Commissioner
Department of Natural Resources
270 Washington Street, N.W.
Atlanta, Georgia 30334

Chairman
Appling County Commissioners
County Courthouse
Baxley, Georgia 31513

UNITED STATES NUCLEAR REGULATORY COMMISSION

GEORGIA POWER COMPANY, ET AL.

DOCKETS NOS. 50-321 AND 50-366

NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENTS TO
FACILITY OPERATING LICENSES AND OPPORTUNITY FOR PRIOR HEARING

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating Licenses Nos. DPR-57 and NPF-5 issued to Georgia Power Company, Oglethorpe Power Corporation, Municipal Electric Authority of Georgia, City of Dalton, Georgia (the licensees), for operation of the Edwin I. Hatch Nuclear Plant, Units Nos. 1 and 2, located in Appling County, Georgia.

In accordance with the licensees' application for amendments dated September 9, 1986, the amendments would modify the Technical Specifications for Hatch Units 1 and 2 to:

- 1) Lower the minimum river water level required for continued plant operation.
- 2) Provide a requirement for determination of the river level at a point downstream of the temporary weir when it's in place.
- 3) Lower the minimum river water level for which increased frequency of river level surveillance is required.
- 4) Amend the Bases to reflect these changes.

The amendment would also modify the Technical Specifications for Hatch Unit 1 only to remove the flow throttling requirements for the plant service water system pump that are currently required at lower river water levels.

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

By _____, the licensees may file a request for a hearing with respect to issuance of the amendments to the subject facility operating licenses 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. Request 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 or 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 15 days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than 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 matters within the scope of the amendments 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 must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch, 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 10 days of the notice period, it is requested that 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 Mr. Daniel R. Muller: (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 Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Bruce W. Churchill, Esquire, Shaw, Pittman, Potts and Trowbridge, 1800 M Street, N.W., Washington, D.C., attorney for the licensee.

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 presiding Atomic Safety and Licensing Board, that the petition and/or request should be granted based upon a balancing of factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the application for amendments dated September 9, 1986 which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Appling County Public Library, 301 City Hall Drive, Baxley, Georgia.

Dated at Bethesda, Maryland this day of

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in black ink, appearing to read "Daniel R. Muller". The signature is written in a cursive style with a large initial "D".

Daniel R. Muller, Director
BWR Project Directorate #2
Division of BWR Licensing