

September 18, 1997

Mr. Gary R. Peterson
Site Vice President
Catawba Nuclear Station
Duke Energy Corporation
4800 Concord Road
York, South Carolina 29745-9635

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SUBJECT: CATAWBA NUCLEAR STATION, UNITS 1 AND 2 - CORRECTION OF
ADMINISTRATIVE ERRORS IN AMENDMENTS 161 AND NO. 153
(TAC NOS. M98958 AND M98959)

Dear Mr. Peterson:

By letter dated August 22, 1997, the Nuclear Regulatory Commission issued Amendments No. 161 (for Unit 1) and No. 153 (for Unit 2). The subject amendments changed the name of the licensee from "Duke Power Company" to "Duke Energy Corporation." Subsequently, your staff called to our attention that two administrative errors were made. The errors and corrections are as follows:

The amended Unit 1 Operating License was missing License Condition 2.C.(24), Additional Conditions, which was previously introduced by Amendment No. 159. Thus, Pages 10 and 11 of the Operating License are reissued to correct this omission.

The amended Unit 2 Operating License was missing a side bar for License Condition 2.C.(13), Additional Conditions. Thus, Page 6 is reissued with the side bar.

We apologize for any inconvenience these administrative errors may have caused you.

Sincerely,

ORIGINAL SIGNED BY:

Peter S. Tam, Senior Project Manager
Project Directorate II-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-413 and 50-414

Enclosures: As stated

cc w/encl: See next page

DOCUMENT NAME: G:\CATAWBA\CAT98958.LTR

OFFICE	PDII-2/PM	PDII-2/LA	PDII-2/RF		
NAME	P.TAM:cn <i>PST</i>	L.BERRY <i>LB</i>	H.BERKOWITZ <i>H</i>		
DATE	9/17/97	9/17/97	9/18/97	/ / 197	/ / 197
COPY	YES NO	<i>yes</i>	YES NO <input checked="" type="checkbox"/>	YES NO	YES NO

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UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

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Site Vice President
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We apologize for any inconvenience these administrative errors may have caused you.

Sincerely,

A handwritten signature in cursive script that reads "Peter S. Tam".

Peter S. Tam, Senior Project Manager
Project Directorate II-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-413 and 50-414

Enclosures: As stated

cc w/encl: See next page

Catawba Nuclear Station

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Catawba Nuclear Station

cc:

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(22) Progress of Offsite Emergency Preparedness (Section 13.3, SER, SSER #1, SSER #2, SSER #3, SSER #4)

In the event that the NRC finds that the lack of progress in completion of the procedures in the Federal Emergency Management Agency's final rule, 44 CFR Part 350, is an indication that a major substantive problem exists in achieving or maintaining an adequate state of preparedness, the provisions of 10 CFR Section 50.54(s)(2) will apply.

(23) Emergency Preparedness Issues (ASLB PID, 9/18/84)

By June 4, 1985, Duke Energy Corporation shall have submitted for staff review and received staff approval on the following items:

1. The Public Information Brochure shall state that high levels of radiation are harmful to health and may be life threatening. Such statements shall be contained within that portion of the brochure that deals with actions to be taken in the event of an emergency.
2. The warning signs and decals shall specify the types of emergencies they cover including nuclear.
3. The warning signs and decals shall notify transients as to where they can obtain local emergency information, as provided in NUREG-0654 Evaluation Criterion II.G.2.
4. The emergency plans shall reflect the kinds of locations within the plume exposure EPZ wherein the warning signs and decals and emergency response information will be placed and the procedures employed to assure that sufficient numbers are being distributed to effectively reach transients, and that the plans are implemented.
5. Comprehensive plans shall provide for early notification to Carowinds of a radiological emergency at Catawba and for evacuation of Carowinds. The plans shall describe the responsibilities of the emergency response organizations of Mecklenburg and York Counties and provide for the coordination of their efforts among themselves and with Carowinds' officials. The plans shall provide for immediate notification of patrons and staff of Carowinds at the time of the precautionary closing of the park, of the cause of the emergency. The means to implement the plans shall be made available.

(24) Additional Conditions

The Additional Conditions contained in Appendix D, as revised through Amendment No. 159, are hereby incorporated into this license. Duke Energy Corporation shall operate the facility in accordance with the Additional Conditions.

- D. The facility requires exemptions from certain requirements of Appendices A, E and J to 10 Part CFR 50. These include (a) partial exemption from General Design Criterion 1 of Appendix A, with respect to the upgrade to safety-related of the pressurizer power operated relief valves (PORVs) and steam generator PORVs until first refueling (Section 5.4.4 of SER and SSER 2, and Section 15.4.4 of SSERs 3 and 4), (b) exemption from the requirements of Appendix E, IV.F, insofar as they may require the active participation of all Crisis Management Center personnel for the Catawba Station emergency preparedness exercises (Section 13.3 of SSER 4), (c) partial exemption from the requirement of paragraph III.D.2(b)(ii) of Appendix J, the testing of containment airlocks at times when the containment integrity is not required (Section 6.2.6 of the SER, and SSERs 3 and 4), (d) exemption from the requirement of paragraph III.A.(d) of Appendix J, insofar as it requires the venting and draining of lines for type A tests (Section 6.2.6 of SSER 3), and (e) partial exemption from the requirements of paragraph III.B of Appendix J, as it relates to bellows testing (Section 6.2.6 of the SER and SSER 3). These exemptions are authorized by law and will not endanger life or property or the common defense and security and are otherwise in the public interest. These exemptions are, therefore, hereby granted pursuant to 10 CFR 50.12. With the granting of these exemptions, the facility will operate, to the extent authorized herein, in conformity with the application, as amended, the provisions of the Act, and the rules and regulations of the Commission.
- E. Duke Energy Corporation shall fully implement and maintain in effect all provisions of the Commission-approved physical security, guard training and qualification, and safeguards contingency plans including amendments made pursuant to provisions of the Miscellaneous Amendments and Search Requirements revisions to 10 CFR 73.55 (51 FR 27817 and 27822) and to the authority of 10 CFR 50.90 and CFR 10 CFR 50.54(p). The plans, which contain safeguards information protected under 10 CFR 73.21, are entitled: "Catawba Nuclear Station Physical Security Plan," with revisions submitted through October 6, 1987; "Catawba Nuclear Station Training and Qualification Plan," with revisions submitted through August 27, 1986; and "Catawba Nuclear Station Safeguards Contingency Plan," with revisions submitted through January 8, 1987. Changes made in accordance with 10 CFR 73.55 shall be implemented in accordance with the schedule set forth therein.
- F. Reporting to the Commission
- Duke Energy Corporation shall report any violations of the requirements contained in Section 2, Items C.(1), C.(3) through C.(23) of this license. Initial notification shall be made within

(13) Additional Conditions

The Additional Conditions contained in Appendix D, as revised through Amendment No. 151, are hereby incorporated into this license. Duke Energy Corporation shall operate the facility in accordance with the Additional Conditions.

- D. The facility requires exemptions from certain requirements of Appendix J to 10 CFR Part 50, as delineated below, and pursuant to evaluations contained in the referenced SER and SSERs. These include (a) partial exemption from the requirement of paragraph III.D.2(b)(ii) of Appendix J, the testing of containment airlocks at times when the containment integrity is not required (Section 6.2.6 of SSER #5), (b) exemption from the requirement of paragraph III.A.1(d) of Appendix J, insofar as it requires the venting and draining of lines for type A tests (Section 6.2.6 of SSER #5), and (c) partial exemption from the requirements of paragraph III.B of Appendix J, as it relates to bellows testing (Section 6.2.6 of the SER and SSER #5). These exemptions are authorized by law, will not present an undue risk to the public health and safety, and are consistent with the common defense and security; and certain special circumstances, as discussed in Section 6.2.6 of SSER #5, are present. These exemptions are, therefore, hereby granted pursuant to 10 CFR 50.12. With the granting of these exemptions, the facility will operate, to the extent authorized herein, in conformity with the application, as amended, the provisions of the Act, and the rules and regulations of the Commission. In addition, two exemptions were previously granted pursuant to 10 CFR 50.12. A partial exemption from those portions of General Design Criterion 4 of Appendix A to 10 CFR 50 which require protection of structures, systems and components important to safety against dynamic effects associated with postulated reactor coolant system pipe breaks was granted on April 23, 1985, for a period ending with the completion of the second refueling outage for Catawba Unit 2 or the adoption of the proposed rulemaking for modification of GDC-4 whichever occurs first. Effective May 12, 1986, GDC-4 has been modified to exclude from the design basis the protection of structures, systems and components against the dynamic effects associated with postulated pipe ruptures of primary coolant loop piping in PWRs when analyses demonstrate the probability of rupture of such piping to be extremely low under design basis conditions (51 FR 12502 April 11, 1986). As a result of this final rule and Duke Energy Corporation's demonstration in accordance with the rule, the previously granted specific partial exemption will no longer be required, on the rule's effective date, and terminate by its own terms. Furthermore, an exemption from the requirements of Appendix E, IV.F, insofar as they may require the active participation of all Crisis Management Center personnel for the Catawba Station emergency preparedness exercises (Section 13.3 of SSER #4), was granted on January 17, 1985, by the issuance of Facility Operating License No. NPF-35 for Catawba Nuclear Station, Unit 1.