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Docket No. 50-389

Mr. J. W. Williams, Jr.  
 Vice President  
 Nuclear Energy Department  
 Florida Power & Light Company  
 P. O. Box 14000  
 Juno Beach, Florida 33408

Dear Mr. Williams:

The Commission has forwarded the enclosed "Notice of Consideration of Issuance of Amendment to Facility Operating License and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing" to the Office of the Federal Register for publication.

This notice relates to your application dated February 24, 1984 to modify the existing Technical Specification requirement for the initial inservice inspection for two mechanical snubbers to permit inspection at the first refueling outage.

Sincerely,

Original signed by

*D. H. Jaffe*

*for*

Donald E. Sells, Project Manager  
 Operating Reactors Branch #3  
 Division of Licensing

Enclosure:  
 As stated

cc: See next page

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SURNAME	PMKretuzer/pn	DESe	JRMiller				
DATE	3/9/84	3/9/84	3/9/84				

Florida Power & Light Company

cc:

Harold F. Reis, Esquire  
Lowenstein, Newman, Reis & Alexrad  
1025 Connecticut Avenue, N.W.  
Washington, D. C. 20036

Mr. Jack Schreve  
Office of the Public Counsel  
Room 4, Holland Building  
Tallahassee, Florida 32304

Norman A. Coll, Esquire  
McCarthy, Steel, Hector & Davis  
14th Floor, First National Bank Building  
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Resident Inspector  
c/o U.S.N.R.C.  
Senior Resident Inspector  
7585 S. Hwy A1A  
Jensen Beach, Florida 33457

Administrator  
Department of Environmental Regulation  
Power Plant Siting Section  
State of Florida  
2600 Blair Stone Road  
Tallahassee, Florida 32301

State Planning and Development Clearinghouse  
Office of Planning and Budgeting  
Executive Office of the Governor  
The Capitol Building  
Tallahassee, Florida 32301

Mr. Weldon B. Lewis  
County Administrator  
St. Lucie County  
2300 Virginia Avenue, Room 104  
Fort Pierce, Florida 33450

U.S. Environmental Protection Agency  
Region IV Office  
ATTN: Regional Radiation  
Representative  
345 Courtland Street, N.E.  
Atlanta, Georgia 30308

Mr. Charles B. Brinkman  
Manager - Washington Nuclear Operations  
C-E Power Systems  
Combustion Engineering, Inc.  
7910 Woodmont Avenue  
Bethesda, Maryland 20814

Regional Administrator  
Nuclear Regulatory Commission, Region II  
Office of Executive Director for Operations  
101 Marietta Street, Suite 2900  
Atlanta, Georgia 30303

UNITED STATES NUCLEAR REGULATORY COMMISSION

FLORIDA POWER AND LIGHT COMPANY

ORLANDO UTILITIES COMMISSION OF THE CITY OF ORLANDO, FLORIDA AND

FLORIDA MUNICIPAL POWER AGENCY

DOCKET NO. 50-389

NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENT TO

FACILITY OPERATING LICENSE AND PROPOSED NO SIGNIFICANT HAZARDS

CONSIDERATION DETERMINATION AND OPPORTUNITY FOR HEARING

The U. S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. NPF-16, issued to Florida Power and Light Company, et al., (the licensee), for operation of the St. Lucie Plant, Unit No. 2 located in St. Lucie County, Florida.

The amendment would modify the existing technical specification requirement for the initial inservice inspection for two mechanical snubbers to permit inspection at the first refueling outage in accordance with the licensee's application for amendment dated February 24, 1984.

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

The Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety.

At present, the technical specifications require a visual inspection of all safety-related snubbers between 4 and 10 months after commencing power operation. The purpose of the visual inspection is to identify obvious damage to snubbers.

The licensee requests that this visual inspection be delayed until the first refueling for two safety-related snubbers on the containment spray system. Present operation would require the plant to be brought to cold shutdown on or before April 13, 1984 to inspect these two snubbers.

The required inspection has been done on 321 mechanical (and 20 hydraulic) snubbers with no inoperable snubbers and no significant problems found. This is the total required snubber inspection except for the two inaccessible snubbers (#129 and #130). Snubbers are required to perform their safety function during a seismic event. The St. Lucie site is located in a region of infrequent and minor seismic activity.

The Uniform Building Code designates the site vicinity as Zone 0 on the map entitled, "Map of the United States Showing Zones of Approximate Equal Seismic Probability." The US Coast and Geodetic Survey indicates Zone 0 as an area of no earthquake damage. This portion of Florida is in a zone where the seismic frequency approaches zero. Furthermore, an examination of an epicentral map shows a broad segment of south central Florida in which possible epicenters are entirely absent. The St. Lucie site is in the middle of this region.

The two snubbers (#129 and #130) are located high in the shield building annulus and could not be reached during a recent outage when the other snubbers were inspected without breaking shield building integrity or installation

of major scaffolding. These snubbers are on the containment spray system. Snubber #130 was examined by means of searchlight and binoculars without any indication of problems. Snubber #129 could not be examined in this manner due to line of sight obstructions.

The licensee has visually inspected all other snubbers against the criteria of Technical Specification 4.7.9(d) and found no discrepancies. The two snubbers in question are on lines in standby service that are not subject to vibration or thermal expansion. Additionally, they are inside the shield building so that they are not subject to either weather or plant related environmental effects. This provides additional confidence that the two remaining inaccessible snubbers will function satisfactorily in the interim period.

Based on the above discussion and considering the requirement of 10 CFR 50.92(c) the staff has concluded that this change does not involve a significant increase in the probability or consequences of an accident previously evaluated, create the possibility of a new or different kind of accident from any accident previously evaluated, or involve a significant reduction in a margin of safety. On this basis, the Commission proposes to determine that the proposed amendment involves no significant hazards consideration.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination. The Commission will not normally make a final determination unless it receives a request for a hearing.

Comments should be addressed to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attn: Docketing and Service Branch.

By April 12, 1984, the licensee 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. 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 fifteen (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 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 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.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

Normally, the Commission will not issue the amendment until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the license amendment before the expiration of the 30-day notice period, provided that its final determination is that the amendment involves no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish a notice of issuance and provide for opportunity for a hearing after issuance. The Commission expects that the need to take this action will occur very infrequently.

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 ten (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 James R. Miller: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number

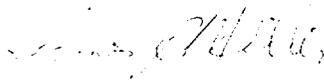
of this FEDERAL REGISTER notice. A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Harold R. Reis, Esq., Newman and Holtzinger P.C., 1025 Connecticut Avenue, N.W., Washington, D. C. 20036, attorney for the licensee.

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 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)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the application for amendment which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Indian River Junior College Library, 3209 Virginia Avenue, Fort Pierce, Florida 33450.

Dated at Bethesda, Maryland this 8th day of March, 1984.

FOR THE NUCLEAR REGULATORY COMMISSION

  
James R. Miller, Chief  
Operating Reactors Branch #3  
Division of Licensing