

DATE	10/27/76	11/11/76	11/15/76		
SURNAME	CMT ramme11	W. F. C. W.	ASchwencer		
OFFICE	ORB #1	ORB #1	ORB #1		

Const. 1

R. Powell

cc w/encl:
See next page

Enclosure:
Federal Register Notice

A. Schwencer, Chief
Operating Reactors Branch #1
Division of Operating Reactors

Original signed by

Sincerely,

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. This notice relates to your request of September 23, 1976, for the Brunswick Steam Electric Plant, Units Nos. 1 and 2, to store H. B. Robinson spent fuel at the Brunswick Steam Electric Plant, and to replace the spent fuel racks at Brunswick with modular racks to both increase storage capacity for Brunswick spent fuel and provide for storage of H. B. Robinson spent fuel.

Gentlemen:

Carolina Power & Light Company
ATTN: Mr. J. A. Jones, Executive
Vice President
Engineering, Construction
and Operations
336 Fayetteville Street
Raleigh, North Carolina 27602

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Pockets Nos. 50-324 and 50-325

NOV 15 1976

November 15, 1976

cc: Richard E. Jones, Esquire
Carolina Power & Light Company
336 Fayetteville Street
Raleigh, North Carolina 27602

George F. Trowbridge, Esquire
Shaw, Pittman, Potts & Trowbridge
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John J. Burney, Jr., Esquire
Burney, Burney, Sperry & Barefoot
110 North Fifth Avenue
Wilmington, North Carolina 28401

Southport - Brunswick County Library
109 W. Moore Street
Southport, North Carolina 28461

UNITED STATES NUCLEAR REGULATORY COMMISSION

DOCKETS NOS. 50-324 AND 50-325

CAROLINA POWER & LIGHT COMPANY

NOTICE OF PROPOSED ISSUANCE OF AMENDMENTS
TO FACILITY OPERATING LICENSES

The U. S. Nuclear Regulatory Commission (the Commission) is considering the issuance of amendments to Facility Operating Licenses Nos. DPR-71 and DPR-62, issued to Carolina Power & Light Company (the licensee), for operation of the Brunswick Steam Electric Plant, Units Nos. 1 and 2 located in Brunswick County, North Carolina.

The amendments would allow spent fuel discharged from the licensee's H. B. Robinson plant (a pressurized water reactor located near Hartsville, South Carolina) to be stored at the Brunswick Steam Electric Plant (boiling water reactors), and would authorize the licensee to replace the spent fuel racks at Brunswick with modular racks to both increase storage capacity of spent fuel discharged from the Brunswick plant and provide storage capability for H. B. Robinson spent fuel. The amendments are proposed by the licensee's application for amendment dated September 23, 1976.

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

By December 27, 1976, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendments to the subject facility operating licenses. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of

10 CFR Part of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and Section 2.714, and must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to Richard E. Jones, Esquire, Carolina Power & Light Company, 336 Fayetteville Street, Raleigh, North Carolina 27602, attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the application for amendment dated September 23, 1976, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. and at the Southport - Brunswick County Library, 109 West Moore Street, Southport, North Carolina 28461.

Dated at Bethesda, Maryland, this 15th day of November 1976.

FOR THE NUCLEAR REGULATORY COMMISSION



A. Schwencer, Chief
Operating Reactors Branch #1
Division of Operating Reactors

- Proposed NEPA Action:
- EIS Required
 - Negative Declaration (ND) and Environmental Impact Appraisal (EIA) Required
 - No EIS, ND or EIA Required
 - Determination delayed pending completion of EIA

BASIS FOR DECISION: On September 16, 1975, the Commission announced (40 FR 42801) its intent to prepare a generic environmental impact statement on handling and storage of spent fuel from light water power reactors. In this notice, the Commission also announced its conclusion that it would not be in the public interest to defer all licensing actions intended to ameliorate a possible shortage of spent fuel storage capacity pending completion of the generic environmental impact statement. The Commission directed that in the consideration of any such proposed licensing action, specific factors should be applied, balanced, and weighed in the context of the required environmental impact appraisal. Thus, it is appropriate to prepare an ND and EIA for this action. This has been done for all spent fuel expansion requests.

CONCURRENCES

	DATE:
<i>C. M. Trammell</i> 1. C. M. Trammell	11/1/76
<i>A. Schwencer</i> 2. A. Schwencer	11/1/76
<i>K. R. Goller</i> 3. K. R. Goller	11/2/76
<i>OELD Mitchell</i> 4. OELD Mitchell	11/11/76