

December 3, 1986

Dockets Nos. 50-325/324

Mr. E. E. Utley
Senior Executive Vice President
Power Supply and Engineering & Construction
Carolina Power & Light Company
Post Office Box 1551
Raleigh, North Carolina 27602

Dear Mr. Utley:

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 November 7, 1986, which would revise the Technical Specifications for the Brunswick Steam Electric Plant, Units 1 and 2 to change the surveillance requirements related to the loading of the D.C. power distribution system.

This notice is being issued because the proposed amendments are too complex to permit a preliminary no significant hazards consideration determination to be made without detailed review.

Sincerely,

Original signed by

Ernest D. Sylvester, Project Manager
BWR Project Directorate #2
Division of BWR Licensing

Enclosure:
Notice

cc w/enclosure:
See next page

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L. Harmon
11/25/86

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PDR

Mr. E. E. Utley
Carolina Power & Light Company

Brunswick Steam Electric Plant
Units 1 and 2

cc:

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Vice President
Brunswick Nuclear Project
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Mr. C. R. Dietz
Plant General Manager
Brunswick Nuclear Project
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Mr. Dayne H. Brown, Chief
Radiation Protection Branch
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N. C. Department of Human Resources
701 Barbour Drive
Raleigh, North Carolina 27603-2008

UNITED STATES NUCLEAR REGULATORY COMMISSION

CAROLINA POWER AND LIGHT COMPANY

DOCKETS NOS. 50-325 and 50-324

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-71 and DPR-62 issued to the Carolina Power & Light Company, (the licensee), for operation of the Brunswick Steam Electric Plant, Units Nos. 1 and 2, respectively, located in Brunswick County, North Carolina.

In accordance with the licensee's application for amendments dated November 7, 1986, the amendments would modify the Technical Specifications for Brunswick Units 1 and 2 to delete from the surveillance requirements for the D.C. distribution system the rating of the nonsafety-related inverters that are permitted to be aligned to the Division II D.C. bus.

Prior to issuance of the proposed licenses 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 January 7, 1987 , the licensee 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.

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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 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, Att: Docketing and Service Branch, or may be delivered to the Commission's Public Document Room, 1717 H Street, NW 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 Daniel R. Muller, Director, BWR Project Directorate #2, Division of BWR Licensing: 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 Thomas A. Baxter, 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 amendment dated November 7, 1986, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C., and at the University of North Carolina at Wilmington, William Madison Randall Library, 601 S. College Road, Wilmington, North Carolina 28043-3297.

Dated at Bethesda, Maryland, this 1st day of December 1986

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in cursive script, reading "Marshall Grotenhuis".

Marshall Grotenhuis, Acting Director
BWR Project Directorate #2
Division of BWR Licensing