

DECEMBER 30 1980

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Docket File 50-261

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T. Novak

S. Varga

D. Neighbors

C. Parrish

I&E (3)

Attorney, OELD

J. Roe

J. Heltemes

B. Jones (4)

B. Scharf

ACRS (16)

C. Miles

R. Diggs

D. Eisenhut

R. Purple

Docket No. 50-261

Mr. J. A. Jones
Senior Executive Vice President
Carolina Power and Light Company
336 Fayetteville Street
Raleigh, North Carolina 27602

Dear Mr. Jones:

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 December 1, 1980 to amend the Technical Specifications to Operating License No. DPR-23 for the H. B. Robinson Steam Electric Plant Unit No. 2. The amendment would revise the Technical Specifications relating to the spent fuel storage pool. As amended, the Technical Specifications would permit you to replace some of the storage racks in the present spent fuel pool with high density, poisoned racks, increasing its capacity from 276 fuel assemblies to 534 fuel assemblies.

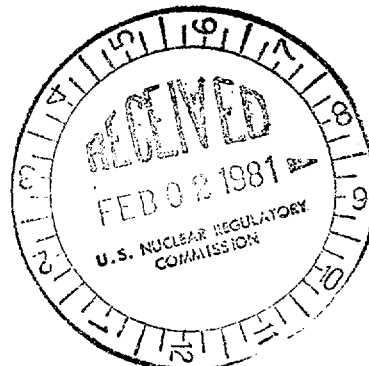
Sincerely,

Original signed by

Steven A. Varga, Chief
Operating Reactors Branch #1
Division of Licensing

Enclosure:
Federal Register Notice

cc: w/enclosure
See next page



DL
RAPurple
12/30/80

OFFICE	DL:ORB1	DL:ORB1	DL:ORB1	OELD	DL:AD:OR	DL
SURNAME	J. Neighbors	J. C. Parrish	S. Varga	K. ...	T. Novak	D. Eisenhut
DATE	12/19/80	12/19/80	12/19/80	12/29/80	12/29/80	12/29/80

Docket File

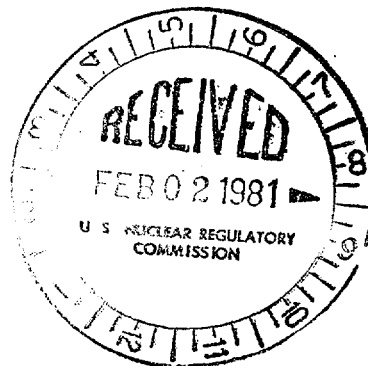


UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

December 30, 1980

Docket No. 50-261

Mr. J. A. Jones
Senior Executive Vice President
Carolina Power and Light Company
336 Fayetteville Street
Raleigh, North Carolina 27602



Dear Mr. Jones:

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 December 1, 1980 to amend the Technical Specifications to Operating License No. DPR-23 for the H. B. Robinson Steam Electric Plant Unit No. 2. The amendment would revise the Technical Specifications relating to the spent fuel storage pool. As amended, the Technical Specifications would permit you to replace some of the storage racks in the present spent fuel pool with high density, poisoned racks, increasing its capacity from 276 fuel assemblies to 534 fuel assemblies.

Sincerely,

A handwritten signature in dark ink, appearing to read "Steven A. Varga".

Steven A. Varga, Chief
Operating Reactors Branch #1
Division of Licensing

Enclosure:
Federal Register Notice

cc: w/enclosure
See next page

102090344

Mr. J. A. Jones
Carolina Power and Light Company

cc: G. F. Trowbridge, Esquire
Shaw, Pittman, Potts and Trowbridge
1800 M Street, N.W.
Washington, D. C. 20036

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

Hartsville Memorial Library
Home and Fifth Avenues
Hartsville, South Carolina 29550

Mr. McCuen Morrell, Chairman
Darlington County Board of Supervisors
County Courthouse
Darlington, South Carolina 29535

State Clearinghouse
Division of Policy Development
116 West Jones Street
Raleigh, North Carolina 27603

Attorney General
Department of Justice
Justice Building
Raleigh, North Carolina 27602 .

U. S. Nuclear Regulatory Commission
Resident Inspector's Office
H. B. Robinson Steam Electric Plant
Route 5, Box 266-1A
Hartsville, South Carolina 29550

Michael C. Farrar, Chairman
Atomic Safety and Licensing
Appeal Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Richard S. Salzman
Atomic Safety and Licensing
Appeal Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dr. W. Reed Johnson
Atomic Safety and Licensing
Appeal Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Director, Criteria and Standards Division
Office of Radiation Programs (ANR-460)
U. S. Environmental Protection Agency
Washington, D. C. 20460

UNITED STATES NUCLEAR REGULATORY COMMISSIONDOCKET NO. 50-261CAROLINA POWER AND LIGHT COMPANYNOTICE OF PROPOSED ISSUANCE OF AMENDMENT TOFACILITY OPERATING LICENSE

The United States Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-23, issued to Carolina Power and Light Company (the licensee), for operation of the H. B. Robinson Steam Electric Plant, Unit No. 2 located in Darlington County, South Carolina.

The amendment would revise the provisions in the Technical Specifications relating to the spent fuel pool. This change would permit the licensee to replace some of the storage racks in the present spent fuel pool with high density, poisoned racks, increasing its capacity from 276 fuel assemblies to 534 fuel assemblies, in accordance with the licensee's application for amendment dated December 1, 1980.

Prior to 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.

By February 17, 1981, 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. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the

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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.

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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.

A request for a hearing or a petition for leave to intervene shall be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, 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 or representative for 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

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message addressed to Steven A. Varga, Chief, Operating Reactors Branch #1, Division of 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 Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to G. F. Trowbridge, Esquire, Shaw, Pittman, Potts and Trowbridge, 1800 M Street, N.W., Washington, D. C. 20036, attorney for the licensee.

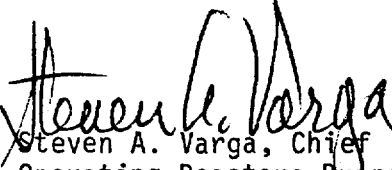
Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, 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)(i)(v) and §2.714(d).

For further details with respect to this action, see the application for amendment dated December 1, 1980, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D. C., and at the Hartsville Memorial Library, Home and Fifth Avenues, Hartsville, South Carolina 29550.

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Dated at Bethesda, Maryland, this 30th day of December 1980.

FOR THE NUCLEAR REGULATORY COMMISSION


Steven A. Varga, Chief
Operating Reactors Branch #1
Division of Licensing