

October 31, 1988

Docket Nos.: 50-454, 50-455,
50-456, and 50-457

DISTRIBUTION
Docket file
NRC & Local PDRs
PDIII-2 r/f
LOlshan
SSands
OGC-Rockville
ACRS (10)
GHolahan
MVirgilio
DMuller

Mr. Henry E. Bliss
Nuclear Licensing Manager
Commonwealth Edison Company
Post Office Box 767
Chicago, Illinois 60690

Dear Mr. Bliss:

The Commission has filed the enclosed "Notice of Consideration of Issuance of Amendment to Facility Operating License and Opportunity for Hearing" with the Office of the Federal Register for publication. The notice relates to your request of October 4, 1988, to amend the Technical Specifications to Operating Licenses NPF-37 and NPF-66 for Byron Station, Units 1 and 2, and NPF-72 and NPF-77 for Braidwood Station, Units 1 and 2. The amendments would revise Technical Specification 4.6.1.3a to be consistent with the Standard Technical Specifications and to allow continuous pressure testing of the containment air lock door seal gaskets.

Sincerely,

151

Daniel R. Muller, Director
Project Directorate III-2
Division of Reactor Projects - III,
IV, V and Special Projects

Enclosure:
As stated

cc: See next page

PDIII-2
LOlshan: km
10/31/88

SS
PDIII-2
SSands
10/31/88

PDIII-2
LLuther
10/28/88

~~OGC~~
188
PDIII
DMuller
10/31/88

8811070301 881031
PIR ADOCK 05000454
P PDC

JFO
11

CPD



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555
October 31, 1988

Docket Nos.: 50-454, 50-455,
50-456, and 50-457

Mr. Henry E. Bliss
Nuclear Licensing Manager
Commonwealth Edison Company
Post Office Box 767
Chicago, Illinois 60690

Dear Mr. Bliss:

The Commission has filed the enclosed "Notice of Consideration of Issuance of Amendment to Facility Operating License and Opportunity for Hearing" with the Office of the Federal Register for publication. The notice relates to your request of October 4, 1988, to amend the Technical Specifications to Operating Licenses NPF-37 and NPF-66 for Byron Station, Units 1 and 2, and NPF-72 and NPF-77 for Braidwood Station, Units 1 and 2. The amendments would revise Technical Specification 4.6.1.3a to be consistent with the Standard Technical Specifications and to allow continuous pressure testing of the containment air lock door seal gaskets.

Sincerely,

A handwritten signature in black ink that reads "Daniel R. Muller".

Daniel R. Muller, Director
Project Directorate III-2
Division of Reactor Projects - III,
IV, V and Special Projects

Enclosure:
As stated

cc: See next page

Mr. Henry Bliss
Commonwealth Edison Company

Byron/Braidwood

cc:

Mr. William Kortier
Atomic Power Distribution
Westinghouse Electric Corporation
Post Office Box 355
Pittsburgh, Pennsylvania 15230

Dr. Bruce von Zellen
Department of Biological Sciences
Northern Illinois University
DeKalb, Illinois 61107

Joseph Gallo, Esq.
Hopkins and Sutter
1050 Connecticut Ave., N.W.
Suite 1250
Washington, D. C. 20036

U. S. Nuclear Regulatory Commission
Byron/Resident Inspectors Office
4448 North German Church Road
Byron, Illinois 61010

C. Allen Bock, Esquire
Post Office Box 342
Urbana, Illinois 61801

Ms. Lorraine Creek
Rt. 1, Box 182
Manteno, Illinois 60950

Regional Administrator
U. S. NRC, Region III
799 Roosevelt Road, Bldg. #4
Glen Ellyn, Illinois 60137

Mrs. Phillip B. Johnson
1907 Stratford Lane
Rockford, Illinois 61107

Ms. Bridget Little Rorem
Appleseed Coordinator
117 North Linden Street
Essex, Illinois 60935

Douglass Cassel, Esq.
109 N. Dearborn Street
Suite 1300
Chicago, Illinois 60602

Mr. Edward R. Crass
Nuclear Safeguards and Licensing
Division
Sargent & Lundy Engineers
55 East Monroe Street
Chicago, Illinois 60603

Ms. Pat Morrison
5568 Thunderidge Drive
Rockford, Illinois 61107

U. S. Nuclear Regulatory Commission
Resident Inspectors Office
RR#1, Box 79
Braceville, Illinois 60407

David C. Thomas, Esq.
77 S. Wacker Drive
Chicago, Illinois 60601

Elena Z. Kezelis, Esq.
Isham, Lincoln & Beale
Three First National Plaza
Suite 5200
Chicago, Illinois 60602

Mr. Henry E. Bliss
Commonwealth Edison Company

- 2 - Byron/Braidwood

cc:

Mr. Charles D. Jones, Director
Illinois Emergency Services
and Disaster Agency
110 East Adams Street
Springfield, Illinois 62706

Mr. Michael C. Parker, Chief
Division of Engineering
Illinois Department of
Nuclear Safety
1035 Outer Park Drive
Springfield, Illinois 62704

Michael Miller, Esq.
Sidley and Austin
One First National Plaza
Chicago, Illinois 60603

George L. Edgar
Newman & Holtzinger, P.C.
1615 L Street, N.W.
Washington, D.C. 20036

Commonwealth Edison Company
Byron Station Manager
4450 North German Church Road
Byron, Illinois 61010

UNITED STATES NUCLEAR REGULATORY COMMISSION
COMMONWEALTH EDISON COMPANY
DOCKET NOS. 50-454, 50-455, 50-456, 50-457
NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENT
TO FACILITY OPERATING LICENSE
OPPORTUNITY FOR HEARING

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating License Nos. NPF-37 and NPF-66, issued to the Commonwealth Edison (the licensee), for operation of the Byron Station, Units 1 and 2 located in Ogle County, Illinois, and Facility Operating License Nos. NPF-72 and NPF-77, issued to the licensee for operation of Braidwood Station, Units 1 and 2, located in Will County, Illinois.

The amendments would change Technical Specification 4.6.1.3a to be consistent with the Standard Technical Specifications and to allow continuous pressure testing of the containment air lock door seal gaskets.

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 regulation.

By _____, 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 request for hearing and petitions for leave to intervene. Requests for 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.

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 Branch, or may be delivered to the Commission's Public Document Room, Gelman Building, 2120 L 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 1-800-325-6000 (in Missouri 1-800-342-6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to Daniel R. Muller: 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 General Counsel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Michael Miller, Esq., Sidley and Austin, One First National Plaza, Chicago, Illinois 60603, 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 the factors specified in 10 CFR 2.714(a)(1)(f)-(v) and 2.714(d).

If a request for hearing is received, the Commission's staff may issue the amendment after it completes its technical review and prior to the completion of any required hearing if it publishes a further notice for public comment of its proposed finding of no significant hazards consideration in accordance with 10 CFR 50.91 and 50.92.

For further details with respect to this action, see the application for amendment dated October 4, 1988, which is available for public inspection at the Commission's Public Document Room, Gelman Building, 2120 L Street, N.W., Washington, D.C. 20555, and at the Rockford Public Library, 215 N. Wyman Street, Rockford, Illinois 61101; and the Wilmington Township Public Library, 201 S. Kankakee Street, Wilmington, Illinois 60481.

Dated at Rockville, Maryland this 31st day of October 1988.

FOR THE NUCLEAR REGULATORY COMMISSION



Daniel R. Muller, Director
Project Directorate III-2
Division of Reactor Projects - III,
IV, V and Special Projects