

October 14, 1987

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

Mr. L. D. Butterfield, Jr.  
Nuclear Licensing Manager  
Commonwealth Edison Company  
Post Office Box 767  
Chicago, Illinois 60690

Distribution:  
Docket File  
NRC PDR/Local PDR  
PDIII-2 r/f  
LLuther  
LOlshan  
OGC-Beth.  
ACRS (10)

Dear Mr. Butterfield:

The Commission has filed the enclosed "Notice of Consideration of Issuance of Amendment to Facility Operating License and Opportunity for Prior Hearing" with the Office of the Federal Register for publication. This notice relates to your request of September 3, 1987, to amend the Technical Specifications to Operating Licenses NPF-37 and NPF-66 for Byron Station, Units 1 and 2 and NPF-72 for Braidwood Station, Unit 1. The amendments would revise the provisions of the Technical Specifications to allow a one-time extension to 32 months for several 18 month surveillances. A notice offering a prior opportunity for hearing is being issued because the nature of the action is too complex for the staff to reach a no significant hazards determination without substantial technical review.

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

(\*See Previous Concurrence)

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NAME	: LLuther/ww	: LOlshan	: <i>over</i>	: <i>My name</i>	:	:
DATE	: 09/30/87	: 9/30/87	: 9/30/87	: 10/1/87	:	:

*My name noted revision*

Mr. L. D. Butterfield, Jr.  
Commonwealth Edison Company

Byron Station  
Units 1 and 2

CC:

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

Michael Miller  
Isham, Lincoln & Beale  
One First National Plaza  
42nd Floor  
Chicago, Illinois 60603

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

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55 East Monroe Street  
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U. S. Nuclear Regulatory Commission  
Byron/Resident Inspectors Offices  
4448 German Church Road  
Byron, Illinois 61010

ESI Review Coordinator  
Environmental Protection Agency  
Region V  
230 S. Dearborn Street  
Chicago, Illinois 60604

Regional Administrator, Region III  
U. S. Nuclear Regulatory  
Commission  
799 Roosevelt Road  
Glen Ellyn, Illinois 60137

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

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150 Connecticut Avenue, N.W.  
Washington, D. C. 20036

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

Ms. Pat Morrison  
5568 Thunderidge Drive  
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Attorney General  
500 South 2nd Street  
Springfield, Illinois 62701

Chairman, Ogle County Board  
Post Office Box 357  
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1035 Outer Park Drive  
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Chairman, Ogle County Board  
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Oregon, Illinois 61061

UNITED STATES NUCLEAR REGULATORY COMMISSION

COMMONWEALTH EDISON COMPANY

DOCKET NOS.: 50-454, STN -50-455 AND STN 50-456

NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENT

TO FACILITY OPERATING LICENSE AND

OPPORTUNITY FOR PRIOR HEARING

The United States Nuclear Regulatory Commission (the Commission) is considering issuance of an amendments to Facility Operating License Nos. NPF-37 and NPF-66 issued to Commonwealth Edison Company (the licensee), for operation of Byron Station, Units 1 and 2 located in Ogle County, Illinois, and Facility Operating License No. NPF-72, issued to the licensee, for operation of Braidwood Station, Unit 1, located in Will County, Illinois. It is the staff's intention to apply this amendment, if it is found acceptable, to Braidwood Station, Unit 2, when it receives its operating license.

The amendment would revise Technical Specifications 4.2.3.4, 4.4.4.1, 4.4.6.1, 4.4.9.3.1 and 4.5.1.2, and Technical Specification Tables 4.3-1, 4.3-2, 4.3-3, 4.3-6, 4.3-7, 4.3-8 and 4.3-9 for a one-time extension to 32 months for the interval for performing certain 18-month instrument surveillances, in accordance with the licensee's application for amendment dated September 3, 1987.

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.

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P PDR

By October 30, 1987, 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.

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, 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 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 Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Michael Miller, Isham, Lincoln, and Beale, One First National Plaza, 42nd Floor, 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 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 dated September 3, 1987, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C.; 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 Bethesda, Maryland this 22nd day of September, 1987.

FOR THE NUCLEAR REGULATORY COMMISSION

151  
Jan A. Norris, Acting Director  
Project Directorate III-2  
Division of Reactor Projects - III,  
IV, V and Special Projects

Distribution:  
Docket File  
LLuther  
LOlshan

(\*See Previous Concurrence)

OFC	:	PDIII-2	:	PDIII-2	:	PDIII-2	:		:		:
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OFFICIAL RECORD COPY

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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 dated September 3, 1987, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C.; 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 Bethesda, Maryland this 22nd day of September, 1987.

FOR THE NUCLEAR REGULATORY COMMISSION

151

Jan A. Norris, Acting Director  
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Docket File

LLuther

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TO FACILITY OPERATING LICENSE AND

OPPORTUNITY FOR PRIOR HEARING

The United States Nuclear Regulatory Commission (the Commission) is considering issuance of an amendments to Facility Operating License Nos. NPF-37 and NPF-66 issued to Commonwealth Edison Company (the licensee), for operation of Byron Station, Units 1 and 2 located in Ogle County, Illinois, and Facility Operating License No. NPF-72, issued to the licensee, for operation of Braidwood Station, Unit 1, located in Will County, Illinois. It is the staff's intention to apply this amendment, if it is found acceptable, to Braidwood Station, Unit 2, when it receives its operating license.

The amendment would revise Technical Specifications 4.2.3.4, 4.4.4.1, 4.4.6.1, 4.4.9.3.1 and 4.5.1.2, and Technical Specification Tables 4.3-1, 4.3-2, 4.3-3, 4.3-6, 4.3-7, 4.3-8 and 4.3-9 for a one-time extension to 32 months for the interval for performing certain 18-month instrument surveillances, in accordance with the licensee's application for amendment dated September 3, 1987.

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 October 30, 1987, 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.

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, 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 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 Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Michael Miller, Isham, Lincoln, and Beale, One First National Plaza, 42nd Floor, 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 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 dated September 3, 1987, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C.; 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 Bethesda, Maryland this 22nd day of September, 1987.

FOR THE NUCLEAR REGULATORY COMMISSION

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Jan A. Norris, Acting Director  
Project Directorate III-2  
Division of Reactor Projects - III,  
IV, V and Special Projects

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(\*See Previous Concurrence)

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

The United States Nuclear Regulatory Commission (the Commission) is considering issuance of an amendments to Facility Operating License Nos. NPF-37 and NPF-66 issued to Commonwealth Edison Company (the licensee), for operation of Byron Station, Units 1 and 2 located in Ogle County, Illinois, and Facility Operating License No. NPF-72, issued to the licensee, for operation of Braidwood Station, Unit 1, located in Will County, Illinois. It is the staff's intention to apply this amendment, if it is found acceptable, to Braidwood Station, Unit 2, when it receives its operating license.

The amendment would revise Technical Specifications 4.2.3.4, 4.4.4.1, 4.4.6.1, 4.4.9.3.1 and 4.5.1.2, and Technical Specification Tables 4.3-1, 4.3-2, 4.3-3, 4.3-6, 4.3-7, 4.3-8 and 4.3-9 for a one-time extension to 32 months for the interval for performing certain 18-month instrument surveillances, in accordance with the licensee's application for amendment dated September 3, 1987.

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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

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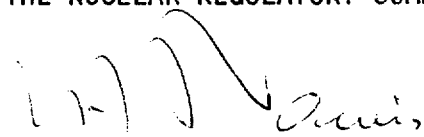
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Dated at Bethesda, Maryland this 22nd day of September, 1987.

FOR THE NUCLEAR REGULATORY COMMISSION

  
Jan A. Norris, Acting Director  
Project Directorate III-2  
Division of Reactor Projects - III,  
IV, V and Special Projects