

January 27, 1984

DISTRIBUTION:

Document Control

NRC PDR

L PDR

NSIC

PRC

LB#2 File

EHylton, 2

ABournia

HDenton

DEisenhut

JMiller with input memo

Docket No.: 50-373

Mr. Dennis L. Farrar
Director of Nuclear Licensing
Commonwealth Edison Company
P. O. Box 767
Chicago, Illinois 60690

Dear Mr. Farrar:

Subject: Issuance of Proposed No Significant Hazards Consideration
Determination for La Salle County Station, Unit 1

Enclosed for your information is a copy of the "Notice of Consideration of Issuance of Amendment to Facility Operating License and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing" related to your submittal of December 9, 1983, as modified by a letter dated January 11, 1984. The proposed amendment relates to changes in the Technical Specifications concerning requirements for fast starts on the diesel generators, consistent with the provisions of the Unit 2 Technical Specifications. This notice has been forwarded to the Office of the Federal Register for publication.

Sincerely,

Original signed by:

A. Schwencer, Chief
Licensing Branch No. 2
Division of Licensing

Enclosure:
Federal Register Notice

cc w/ enclosure:
See next page

DL:LB#2/PM
ABournia:pt
1/27/84

DL:LB#2/LA
EHylton
1/27/84

DL:LB#2/BC
ASchwencer
1/27/84

8402130245 840127
PDR ADOCK 05000373
PDR

La Salle

Mr. Dennis L. Farrar
Director of Nuclear Licensing
Commonwealth Edison Company
P. O. Box 767
Chicago, Illinois 60690

cc: Philip P. Steptoe, Esquire
Suite 4200
One First National Plaza
Chicago, Illinois 60603

Dean Hansell, Esquire
Assistant Attorney General
188 West Randolph Street
Suite 2315
Chicago, Illinois 60601

William G. Guldemon, Resident Inspector
La Salle, NPS, U.S.N.R.C.
P. O. Box 224
Marseilles, Illinois 61364

Chairman
La Salle County Board of Supervisors
La Salle County Courthouse
Ottawa, Illinois 61350

Attorney General
500 South 2nd Street
Springfield, Illinois 62701

Department of Public Health
Attn: Chief, Division of Nuclear Safety
535 West Jefferson
Springfield, Illinois 62761

The Honorable Tom Corcoran
United States House of Representatives
Washington, D. C. 20515

Chairman
Illinois Commerce Commission
Leland Building
527 East Capitol Avenue
Springfield, Illinois 62706

Mr. Gary N. Wright, Manager
Nuclear Facility Safety
Illinois Department of Nuclear Safety
1035 Outer Park Drive, 5th Floor
Springfield, Illinois 62704

[7590-01]

UNITED STATES NUCLEAR REGULATORY COMMISSION

COMMONWEALTH EDISON COMPANY

DOCKET NO. 50-373

NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENT TO
FACILITY OPERATING LICENSE AND PROPOSED NO SIGNIFICANT HAZARDS
CONSIDERATION DETERMINATION AND OPPORTUNITY FOR HEARING

The U. S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. NPF-11, issued to Commonwealth Edison Company (the licensee), for operation of the La Salle County Station, Unit 1 located in La Salle County, Illinois.

The amendment would change the La Salle Unit 1 technical specification requirements for fast starts on the diesel generators, consistent with the provisions of the Unit 2 Technical Specifications. The changes would minimize mechanical stress and wear on the diesel generators in that the fast starts will only be required on a semi-annual basis. Other starts required by the Technical Specifications to meet the surveillance requirements will be preceded by an engine prelube period and/or other warm-up procedures recommended by the manufacturer. Recent analyses by the NRC staff indicates that two fast starts per year is a sufficient number to assure the required diesel generator start capability under design basis conditions. In addition the reliability and availability will be increased by the major reduction in the required fast starts from a nominal once-a-month basis to once every six months. The licensee by letter of December 9, 1983, as modified by letter of January 11, 1984, requested these changes be made in an amendment to the Unit 1 Technical Specifications.

Before 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.

The Commission has made a proposed determination that the proposed amendment involves no significant hazards consideration, as defined by the Commission's regulation in 10 CFR 50.92. This means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety.

The proposed changes do not affect reactor operations or accident analyses and have no radiological consequences. Therefore, operation in accordance with the proposed amendment clearly involves no significant hazards consideration because the changes will not (1) involve a significant increase in the probability or consequence of an accident previously evaluated because the reliability of the diesel generators will be increased due to decreased wear and stress on the diesel engine while verifying the fast start only on a semi-annual basis; (2) create the possibility of a new or different kind of accident from any accident previously evaluated because the same surveillances are performed and only the time period of the fast starts has changed; and (3) involve a significant reduction in the margin of safety because the overall reliability of the diesel generators will be maintained and no reduction in availability of the diesel generators will be made.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination. The Commission will not normally make a final determination unless it receives a request for a hearing.

Comments should be addressed to the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, ATTN: Docketing and Service Branch.

By **FEB 29 1984**, 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 issued 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.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

Normally, the Commission will not issue the amendment until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that failure to act in a timely way would result in derating or shutdown of the facility, the Commission may issue the license amendment before the expiration of the 30-day notice period, provided that its final determination is that the amendment involves no significant hazards consideration. The final determination will consider all public and state comments received. Should the Commission take this action, it will publish a notice of issuance and provide for opportunity for a hearing after issuance. The Commission expects that the need to take this action will occur very infrequently.

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, ATTN: 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 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 A. Schwencer: 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 Isham, Lincoln, Beale, Suite 840, 1120 Connecticut Avenue, N.W., Washington, D. C. 20036, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or request 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 which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C., and at the Public Library of Illinois Valley Community College, Rural Route No. 1, Ogelsby, Illinois 61348.

Dated at Bethesda, Maryland this 20th day of January 1984.

FOR THE NUCLEAR REGULATORY COMMISSION



A. Schwencer, Chief
Licensing Branch No. 2
Division of Licensing