

FEB 26 1979

Docket No. 50-237

Mr. Cordell Reed
Assistant Vice President
Commonwealth Edison Company
Post Office Box 767
Chicago, Illinois 60690

Dear Mr. Reed:

The Commission has filed the enclosed "Notice of Proposed Issuance of Amendment to Provisional Operating License" with the Office of the Federal Register for publication. The Notice relates to your request dated January 15, 1979, for approval to amend License No. DPR-19 to allow use of 8 x 8R type fuel assemblies for Dresden Nuclear Power Station, Unit 2, Reload 4, Cycle 7.

Sincerely,

Original Signed by:
Dennis L. Ziemann

Dennis L. Ziemann, Chief
Operating Reactors Branch #2
Division of Operating Reactors

Enclosure
Notice of Proposed
Issuance

cc w/enclosure
See next page

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OFFICE	DOR:ORB#2	DOR:ORB#2	OELD	DOR:ORB#2	
SURNAME	HSmith:sah	PO'Connor	DLZiemann		
DATE	2/13/79	2/13/79	2/21/79	2/24/79	

February 26, 1979

cc

Mr. John W. Rowe
Isham, Lincoln & Beale
Counselors at Law
One First National Plaza, 42nd Floor
Chicago, Illinois 60603

Mr. B. B. Stephenson
Plant Superintendent
Dresden Nuclear Power Station
Rural Route #1
Morris, Illinois 60450

Anthony Z. Roisman
Natural Resources Defense Council
917 15th Street, N. W.
Washington, D. C. 20005

U. S. Nuclear Regulatory Commission
ATTN: Jimmy L. Barker
P. O. Box 706
Morris, Illinois 60450

Susan N. Sekuler
Assistant Attorney General
Environmental Control Division
188 W. Randolph Street
Suite 2315
Chicago, Illinois 60601

Morris Public Library
604 Liberty Street
Morris, Illinois 60451

Chairman
Board of Supervisors of
Grundy County
Grundy County Courthouse
Morris, Illinois 60450

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

Director, Technical Assessment
Division
Office of Radiation Programs
(AW-459)
U. S. Environmental Protection
Agency
Crystal Mall #2
Arlington, Virginia 20460

U. S. Environmental Protection
Agency
Federal Activities Branch
Region V Office
ATTN: EIS COORDINATOR
230 South Dearborn Street
Chicago, Illinois 60604

UNITED STATES NUCLEAR REGULATORY COMMISSION

DOCKET NO. 50-237

COMMONWEALTH EDISON COMPANY

NOTICE OF PROPOSED ISSUANCE OF AMENDMENT TO
PROVISIONAL OPERATING LICENSE

The United State Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Provisional Operating License No. DPR-19 issued to Commonwealth Edison Company (the licensee), for operation of the Dresden Nuclear Power Station, Unit 2, located in Grundy County, Illinois.

The amendment would revise the provisions in the Technical Specifications relating to the use of 8 x 8R type fuel assemblies for Reload 4, Cycle 7, in accordance with the licensee's application for amendment dated January 15, 1979.

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 April 5, 1979, the licensee may file a request for a hearing with respect to issuance of the amendment to the subject provisional 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 Commission's "Rules of Practice for

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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 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 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.

The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to Dennis L. Ziemann: 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 John W. Rowe, Esquire, Isham, Lincoln and Beale, Counselors at Law, One First National Plaza, 42nd Floor, Chicago, Illinois 60603, attorney for the licensee.

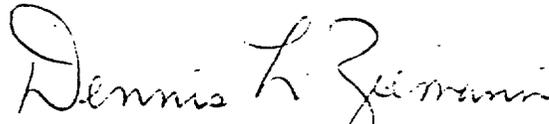
Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the Atomic Safety and Licensing Board designated to rule on the petition and/or request,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

For further details with respect to this action, see the application for amendment dated January 15, 1979, which is available for public

inspection at the Commission's Public Document Room, 1717 H Street,
N. W., Washington, D. C., and at the Morris Public Library, 604 Liberty
Street, Morris, Illinois 60451.

Dated at Bethesda, Maryland, this 26th day of February, 1979.

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in cursive script that reads "Dennis L. Ziemann". The signature is written in dark ink and is positioned above the typed name and title.

Dennis L. Ziemann, Chief
Operating Reactors Branch #2
Division of Operating Reactors