Mr. John K. Wood, Vic resident - Nuclear, 1998
Centerior Service Company
5501 North State Route 2
Oak Harbor, Ohio
43449-9760

SUBJECT: ENVIRONMENTAL ASSESSMENT AND FINDING OF NO SIGNIFICANT IMPACT REGARDING TRANSFER OF LICENSE AND ISSUANCE OF AMENDMENT TO REFLECT A NEW OPERATING COMPANY - DAVIS-BESSE NUCLEAR POWER STATION, UNIT 1 (TAC NO. MA2201)

Dear Mr. Wood:

Enclosed is a copy of the Environmental Assessment and Finding of No Significant Impact related to your application dated June 29, 1998, as supplemented by letter dated July 14, 1998, for approval of the transfer of operating authority under Facility Operating License No. NPF-3 for the Davis-Besse Nuclear Power Station, Unit 1, to a new company, FirstEnergy Nuclear Operating Company, and issuance of a conforming amendment, pursuant to 10 CFR 50.80 and 10 CFR 50.90.

The assessment is being forwarded to the Office of the Federal Register for publication.

Sincerely,

Original signed by:

Allen G. Hansen, Project Manager Project Directorate III-3 Division of Reactor Projects III/IV Office of Nuclear Reactor Regulation

Docket No. 50-346

Enclosure: Environmental Assessment

cc w/encl: See next page

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UNITED STATES NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

September 1, 1998

Mr. John K. Wood, Vice President - Nuclear Centerior Service Company 5501 North State Route 2 Oak Harbor, Ohio 43449-9760

SUBJECT: ENVIRONMENTAL ASSESSMENT AND FINDING OF NO SIGNIFICANT IMPACT REGARDING TRANSFER OF LICENSE AND ISSUANCE OF AMENDMENT TO REFLECT A NEW OPERATING COMPANY - DAVIS-BESSE NUCLEAR POWER STATION, UNIT 1 (TAC NO. MA2201)

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LA. Hown

Allen G. Hansen, Project Manager Project Directorate III-3 Division of Reactor Projects III/IV Office of Nuclear Reactor Regulation

Docket No. 50-346

Enclosure: Environmental Assessment

cc w/encl: See next page

John K. Wood Toledo Edison Company

CC:

Mary E. O'Reilly FirstEnergy Davis-Besse Nuclear Power Station 5501 North State - Route 2 Oak Harbor, OH 43449-9760

James L. Freels Manager - Regulatory Affairs Toledo Edison Company Davis-Besse Nuclear Power Station 5501 North State - Route 2 Oak Harbor, OH 43449-9760

Jay E. Silberg, Esq. Shaw, Pittman, Potts and Trowbridge 2300 N Street, NW. Washington, DC 20037

Regional Administrator U.S. Nuclear Regulatory Commission 801 Warrenville Road Lisle, IL 60523-4351

Robert B. Borsum Babcock & Wilcox Nuclear Power Generation Division 1700 Rockville Pike, Suite 525 Rockville, MD 20852

Resident Inspector U.S. Nuclear Regulatory Commission 5503 North State Route 2 Oak Harbor, OH 43449

James H. Lash, Plant Manager Toledo Edison Company Davis-Besse Nuclear Power Station 5501 North State Route 2 Oak Harbor, OH 43449-9760

Mr. Bill Franz Environmental Review Coordinator 77 West Jackson Blvd. Chicago, IL 60604-3590 Davis-Besse Nuclear Power Station, Unit 1

Robert E. Owen, Chief Bureau of Radiological Health Service Ohio Department of Health P.O. Box 118 Columbus, OH 43266-0118

James R. Williams, Chief of Staff Ohio Emergency Management Agency 2855 West Dublin Granville Road Columbus, OH 43235-2206

Donna Owens, Director Ohio Department of Commerce Division of Industrial Compliance Bureau of Operations & Maintenance 6606 Tussing Road P.O. Box 4009 Reynoldsburg, OH 43068-9009

Ohio Environmental Protection Agency DERR--Compliance Unit ATTN: Zack A. Clayton P.O. Box 1049 Columbus, OH 43266-0149

State of Ohio Public Utilities Commission 180 East Broad Street Columbus, OH 43266-0573

Attorney General Department of Attorney 30 East Broad Street Columbus, OH 43216

President, Board of County Commissioners of Ottawa County Port Clinton, OH 43252

Ms. Edith Binford PUCO 180 East Broad Street Columbus, OH 43215

UNITED STATES NUCLEAR REGULATORY COMMISSION

TOLEDO EDISON COMPANY

CENTERIOR SERVICE COMPANY

<u>AND</u>

THE CLEVELAND ELECTRIC ILLUMINATING COMPANY

DOCKET NO. 50-346

DAVIS-BESSE NUCLEAR POWER STATION, UNIT_1

ENVIRONMENTAL ASSESSMENT AND FINDING OF

NO SIGNIFICANT IMPACT

The U.S. Nuclear Regulatory Commission (the Commission) is considering the issuance of an order approving, under 10 CFR 50.80, the transfer of Facility Operating License No. NPF-3, issued to the Toledo Edison Company, Centerior Service Company, and The Cleveland Electric Illuminating Company (the licensees) for the Davis-Besse Nuclear Power Station, Unit 1, located in Ottawa County, Ohio, with respect to operating authority under the license, and considering issuance of a conforming amendment under 10 CFR 50.90. ENVIRONMENTAL ASSESSMENT

Identification of the Proposed Action

The proposed action would approve the transfer of operating authority under the license to a new company, FirstEnergy Nuclear Operating Company (FENOC), to allow it to use and operate Davis-Besse and to possess and use related licensed nuclear materials in accordance with the same conditions and authorizations included in the current operating license. The proposed action would also approve issuance of a license amendment reflecting the transfer of operating authority. FENOC would be formed by FirstEnergy Corporation to become the licensed operator for Davis-Besse and would have exclusive control over the operation and maintenance of the facility.

Under the proposed arrangement, ownership of Davis-Besse will remain unchanged with each owner retaining its current ownership interest. FENOC will not own any portion of Davis-Besse. Likewise, the owners' entitlement to capacity and energy from Davis-Besse will not be affected by the proposed change in operating responsibility for Davis-Besse. The owners will continue to provide all funds for the operation, maintenance, and decommissioning by FENOC of Davis-Besse. The responsibility of the owners will include funding for any emergency situations that might arise at Davis-Besse.

The proposed action is in accordance with the licensees' application dated June 29, 1998, as supplemented by letter dated July 14, 1998, for approval of the transfer of the license and issuance of a conforming amendment.

Need for the Proposed Action

The proposed action is needed to enable the licensees to transfer operating authority to FENOC as discussed above. The licensees have submitted that this will enable them to enhance the already high level of public safety, operational efficiency, and cost-effective operations at Davis-Besse. <u>Environmental Impacts of the Proposed Action</u>

The Commission has completed its evaluation of the proposed action and concludes that there will be no physical or operational changes to Davis-Besse. The technical qualifications of FENOC to carry out its responsibilities under the operating license for Davis-Besse will be equivalent to the present technical qualifications of the current operators. FENOC will assume responsibility for, and control over, operation and

- 2 -

maintenance of the facility. The present plant organization, the oversight organizations, and the engineering and support organizations will be transferred essentially intact to FENOC. The technical qualifications of the FENOC organization, therefore, will be at least equivalent to those of the existing organization.

The Commission has evaluated the environmental impact of the proposed action and has determined that the probability or consequences of accidents would not be increased and that post-accident radiological releases would not be greater than previously determined. Further, the Commission has determined that the proposed action would not affect routine radiological plant effluents and would not increase occupational radiological exposure. Accordingly, the Commission concludes that there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential nonradiological impacts, the proposed action would not affect nonradiological plant effluents and would have no other environmental impact. Therefore, the Commission concludes that there are no significant nonradiological environmental impacts associated with the proposed action.

Alternative to the Proposed Action

Since the Commission concluded that there is no measurable environmental impact associated with the proposed action, any alternative with equal or greater environmental impacts need not be evaluated. As an alternative to the proposed action, the staff considered denial of the requested action. Denial of the application would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action are identical.

- 3 -

Alternative Use of Resources

This action does not involve the use of any resources not previously considered in the "Final Environmental Statement Related to the Operation of Davis-Besse Nuclear Power Station, Unit 1," dated October 1975.

Agencies and Persons Contacted

In accordance with its stated policy, on July 21, 1998, the staff consulted with the State official of the Ohio Emergency Management Agency regarding the environmental impact of the proposed action. The State official had no comments.

Finding of No Significant Impact

Based upon the environmental assessment, the Commission concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to the proposed action, see the licensees' application dated June 29, 1998, as supplemented by letter dated July 14, 1998, which are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the University of Toledo, William Carlson Library, Government Documents Collection, 2801 West Bancroft Avenue, Toledo, OH 43606.

Dated at Rockville, Maryland, this 1st day of September 1998 FOR THE NUCLEAR REGULATORY COMMISSION

~0012

Ronald R. Bellamy, Director Project Directorate III-3 Division of Reactor Projects - III/IV Office of Nuclear Reactor Regulation

4 –

MEMORANDUM TO:

Rules and Directives Branch Division of Administrative Services Office of Administration

7/2/98

FROM:

Office of Nuclear Reactor Regulation DAV15 - BE SSE

SUBJECT:

One signed original of the *Federal Register* Notice identified below is attached for your transmittal to the Office of the Federal Register for publication. Additional conformed copies () of the Notice are enclosed for your use.

Notice of Receipt of Application for Construction Permit(s) and Operating License(s).

Notice of Receipt of Partial Application for Construction Permit(s) and Facility License(s): Time for submission of Views on Antitrust matters.

Notice of Consideration of Issuance of Amendment to Facility Operating License. (Call with 30-day insert date).

Notice of Receipt of Application for Facility License(s); Notice of Availability of Applicant's Environmental Report; and Notice of Consideration of Issuance of Facility License(s) and Notice of Opportunity for Hearing.

Notice of Availability of NRC Draft/Final Environmental Statement.

Notice of Limited Work Authorization.

Notice of Availability of Safety Evaluation Report.

Notice of Issuance of Construction Permit(s).

Notice of Issuance of Facility Operating License(s) or Amendment(s).

Order.

Exemption.

Notice of Granting Exemption.

Environmental Assessment.

Notice of Preparation of Environmental Assessment.

Receipt of Petition for Director's Decision Under 10 CFR 2.206.

Issuance of Final Director's Decision Under 10 CFR 2.206.

Other:

DOCKET NO. 50.346

Attachment(s): As stated

Contact: Kleine Telephone: 1351

DOCUMENT NAME:

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