

DEC 6 1982

Distribution:
See attached sheet

Docket Nos.: STN 50-528/50-529
and 50-530

Mr. E. E. Van Brunt, Jr.
Vice President - Nuclear Projects
Arizona Public Service Company
Post Office Box 21666
Phoenix, Arizona 85036

Dear Mr. Van Brunt:

Subject: Issuance of Amendments to Construction Permits for Palo Verde
Nuclear Generating Station, Units 1, 2 and 3

By letter dated October 12, 1982, you filed an application for amendments to the Construction Permits (CPPR-141, CPPR-142 and CPPR-143) for the Palo Verde Nuclear Generating Station, Units 1, 2 and 3, to delete M-S-R Public Power Agency as a co-owner. Your letter further stated that the previously prepared transfer of the 3.95 percent ownership interest from one of the other co-owners, El Paso Electric Company, to M-S-R will not be consummated.

We have reviewed your application for transfer of ownership interest and have concluded that this action is not inimical to the common defense and security or to the health and safety of the public, and does not involve a significant hazards consideration. The bases for these conclusions are set forth in the enclosed safety evaluation.

We have also concluded that the amendments involve actions which are insignificant from the standpoint of environmental impact and that, pursuant to 10 CFR Section 51.5(d)(4), an environmental impact statement or negative declaration and an environmental impact appraisal need not be prepared in connection with the issuance of the amendments.

Amendment No. 5 to CPPR-141, Amendment No. 5 to CPPR-142, Amendment No. 5 to CPPR-143, and a related notice which has been forwarded to the Office of the Federal Register for publication, are enclosed.

Sincerely,
Original signed by
Darrell G. Eisenhut

Darrell G. Eisenhut, Director
Division of Licensing
Office of Nuclear Reactor Regulation

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*telephone
concur.
A. T. ALSTON
12/16/82*

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PDR ADOCK 05000528
A PDR

Enclosures & cc:

See next page

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DATE	11/5/82	11/5/82	11/7/82	11/12/82	11/22/82	11/23/82	11/23/82

Mr. E. E. Van Brunt, Jr.

- 2 -

Enclosures:

1. Amendment No. 5 to CPPR-141
2. Amendment No. 5 to CPPR-142
3. Amendment No. 5 to CPPR-143
4. Safety Evaluation
5. Federal Register Notice

cc w/enclosures:

See next page

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....

Palo Verde

Mr. E. E. Van Brunt, Jr.
Vice President - Nuclear Projects
Arizona Public Service Company
P. O. Box 21666
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Regional Administrator-Region V
U. S. Nuclear Regulatory Commission
1450 Maria Lane
Suite 210
Walnut Creek, California 94596

Arizona Radiation Regulatory Agency
ATTN: Mr. Charles F. Tedford, Director
925 South 52nd Street, Suite No. 2
Tempe, Arizona 86281

Chairman
Arizona Public Service Commission
2222 West Encanto Boulevard
Phoenix, Arizona 85009

Federal Energy Regulatory Commission
825 North Capitol Street, NE
Washington, DC 20426

Chairman
Maricopa County Board of Supervisors
111 South Third Avenue
Phoenix, Arizona 85003

DISTRIBUTION OF AMENDMENT TO
CONSTRUCTION PERMIT FOR
PALO VERDE, UNITS 1, 2 & 3

Document Control (50-528/50-529/50-530)

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LHarmon, IE File (2)

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WMiller

IDinitz

WJones, OA (1 cy)

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ARosenthal, ASLAP

ACRS (16)

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ARIZONA PUBLIC SERVICE COMPANY
SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT
EL PASO ELECTRIC COMPANY
SOUTHERN CALIFORNIA EDISON COMPANY
PUBLIC SERVICE COMPANY OF NEW MEXICO
LOS ANGELES DEPARTMENT OF WATER AND POWER
SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY

DOCKET NO. STN 50-528

PALO VERDE NUCLEAR GENERATING STATION, UNIT 1

AMENDMENT TO CONSTRUCTION PERMIT

Amendment No. 5
Construction Permit No. CPPR-141

1. The Nuclear Regulatory Commission (the Commission) having found that:
 - A. The application for amendment filed by Arizona Public Service Company, on behalf of itself and the other applicants, who presently are Salt River Project Agricultural Improvement and Power District, El Paso Electric Company, Southern California Edison Company, Public Service Company of New Mexico, M-S-R Public Power Agency, Los Angeles Department of Water and Power, and Southern California Public Power Authority, by letter dated October 12, 1982, to delete M-S-R Public Power Agency as an applicant for the Palo Verde Nuclear Generating Station, Unit 1, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in 10 CFR Chapter I:
 - B. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - C. Issuance of this amendment will not result in any environmental impacts not previously considered.
2. Accordingly, Construction Permit No. CPPR-141 is amended to reflect a change in ownership of the facility as follows:

M-S-R Public Power Agency is hereby deleted from the list of applicants.

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A PDR

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3. This amendment is effective as of the date of issuance.

FOR THE NUCLEAR REGULATORY COMMISSION

Original signed by:

Darrell G. Eisenhut, Director
Division of Licensing
Office of Nuclear Reactor Regulation

Date of Issuance: DEC 6 1982

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....

ARIZONA PUBLIC SERVICE COMPANY
SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT
EL PASO ELECTRIC COMPANY
SOUTHERN CALIFORNIA EDISON COMPANY
PUBLIC SERVICE COMPANY OF NEW MEXICO
LOS ANGELES DEPARTMENT OF WATER AND POWER
SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY

DOCKET NO. STN 50-529

PALO VERDE NUCLEAR GENERATING STATION, UNIT 2

AMENDMENT TO CONSTRUCTION PERMIT

Amendment No. 5
Construction Permit No. CPPR-142

1. The Nuclear Regulatory Commission (the Commission) having found that:
 - A. The application for amendment filed by Arizona Public Service Company, on behalf of itself and the other applicants, who presently are Salt River Project Agricultural Improvement and Power District, El Paso Electric Company, Southern California Edison Company, Public Service Company of New Mexico, M-S-R Public Power Agency, Los Angeles Department of Water and Power, and Southern California Public Power Authority, by letter dated October 12, 1982, to delete M-S-R Public Power Agency as an applicant for the Palo Verde Nuclear Generating Station, Unit 2, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in 10 CFR Chapter I:
 - B. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - C. Issuance of this amendment will not result in any environmental impacts not previously considered.
2. Accordingly, Construction Permit No. CPPR-142 is amended to reflect a change in ownership of the facility as follows:

M-S-R Public Power Agency is hereby deleted from the list of applicants.

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....

3. This amendment is effective as of the date of issuance.

FOR THE NUCLEAR REGULATORY COMMISSION

Original signed by:

Darrell G. Eisenhut, Director
Division of Licensing
Office of Nuclear Reactor Regulation

Date of Issuance: DEC 6 1982

OFFICE ▶	.....	.....	.....	.....	.....	.....	.....
SURNAME ▶	.....	.....	.....	.....	.....	.....	.....
DATE ▶	.....	.....	.....	.....	.....	.....	.....

ARIZONA PUBLIC SERVICE COMPANY
SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT
EL PASO ELECTRIC COMPANY
SOUTHERN CALIFORNIA EDISON COMPANY
PUBLIC SERVICE COMPANY OF NEW MEXICO
LOS ANGELES DEPARTMENT OF WATER AND POWER
SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY

DOCKET NO. STN 50-530

PALO VERDE NUCLEAR GENERATING STATION, UNIT 3

AMENDMENT TO CONSTRUCTION PERMIT

Amendment No. 5
Construction Permit No. CPPR-143

1. The Nuclear Regulatory Commission (the Commission) having found that:
 - A. The application for amendment filed by Arizona Public Service Company, on behalf of itself and the other applicants, who presently are Salt River Project Agricultural Improvement and Power District, El Paso Electric Company, Southern California Edison Company, Public Service Company of New Mexico, M-S-R Public Power Agency, Los Angeles Department of Water and Power, and Southern California Public Power Authority, by letter dated October 12, 1982, to delete M-S-R Public Power Agency as an applicant for the Palo Verde Nuclear Generating Station, Unit 3, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in 10 CFR Chapter I:
 - B. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - C. Issuance of this amendment will not result in any environmental impacts not previously considered.
2. Accordingly, Construction Permit No. CPPR-143 is amended to reflect a change in ownership of the facility as follows:

M-S-R Public Power Agency is hereby deleted from the list of applicants.

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3. This amendment is effective as of the date of issuance.

FOR THE NUCLEAR REGULATORY COMMISSION

Original signed by:

Darrell G. Eisenhut, Director
Division of Licensing
Office of Nuclear Reactor Regulation

Date of Issuance: DEC 6 1982

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SAFETY EVALUATION

PALO VERDE NUCLEAR GENERATING STATION, UNITS 1, 2 AND 3

Introduction

By letter dated October 12, 1982, Arizona Public Service Company (APS), as Project Manager and Operating Agent of the Palo Verde Nuclear Generating Station, Units 1, 2 and 3 (PVNGS), submitted a request for amendments to the Construction Permits (CPR-141, CPR-142, and CPR-143) for PVNGS, to delete M-S-R Public Power Agency as a co-owner and to secure approval for El Paso Electric Company to maintain its current ownership interest of 15.8 percent. Amendment No. 3 to CPR-141, CPR-142 and CPR-143, dated March 26, 1982, had previously been issued to reflect staff approval of the addition of M-S-R Public Power Agency as a co-owner and for the transfer of a 3.95 percent ownership interest from El Paso Electric Company to M-S-R Public Power Agency. Subsequent to the issuance of Amendment No. 3, consummation of the transfer did not occur since the required ordinances, approving the issuance of indebtedness, were not affirmed by the voters in the elections which were held for that purpose.

The purpose of this Safety Evaluation is to present the results of the staff's analysis of the proposed transfer of M-S-R Public Power Agency's ownership interest in PVNGS back to El Paso Electric Company.

Evaluation

APS, as Project Manager and Operating Agent, has exclusive responsibility for the design and construction of PVNGS. The proposed amendment only requests a transfer in ownership interest and does not involve any other change. Since APS will retain exclusive responsibilities for the design and construction of PVNGS with the proposed deletion of M-S-R Public Power Agency as a co-owner, the only issue which required consideration is the financial qualifications of El Paso Electric Company to maintain its 15.8 percent ownership interest in PVNGS.

The NRC regulations relating to the determination of an applicant's financial qualifications are in Section 50.33(f) of 10 CFR Part 50. These regulations state that a financial review of an applicant to construct a production facility (commercial nuclear power plant) shall not be conducted if the applicant is an electric utility. Since PVNGS is a production facility and since El Paso Electric Company is an electric utility, a financial review of El Paso Electric Company's ownership shares in PVNGS is not required.

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Conclusions

On the basis of the above evaluation the staff finds that the issuance of the requested amendments, deleting M-S-R Public Power Agency as a co-owner in PVNGS will not be inimical to the common defense and security or to the health and safety of the public. The staff finds that the requested amendments do not involve a significant hazards consideration because this action will not involve any significant increase in the probability or consequences of any accident, and this action will not involve any significant decrease in safety margin.

Further, the staff has determined that the amendments do not authorize a change in effluent types or total amounts and will not result in any significant environmental impact. Having made this determination, the staff also concluded that the amendments involve action which is insignificant from the standpoint of environmental impact and, pursuant to 10 CFR 51.5(d)(4), that an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the issuance of the amendments.

Date Issued: DEC 6 1982

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UNITED STATES NUCLEAR REGULATORY COMMISSION

DOCKET NOS. STN 50-528, STN 50-529, AND STN 50-530

ARIZONA PUBLIC SERVICE COMPANY, ET. AL.

PALO VERDE NUCLEAR GENERATING STATION, UNITS 1, 2, AND 3

NOTICE OF ISSUANCE OF AMENDMENTS TO CONSTRUCTION PERMITS

Notice is hereby given that the U. S. Nuclear Regulatory Commission (the Commission) has issued Amendments No. 5 to Construction Permit Nos. CPPR-141, CPPR-142, and CPPR-143 to delete M-S-R Public Power Agency as an applicant for the Palo Verde Nuclear Generating Station, Units 1, 2, and 3 (the facilities), located in Maricopa County, Arizona. The amendments are effective as of their date of issuance. The present remaining applicants for Palo Verde are Arizona Public Service Company, Salt River Project Agricultural Improvement and Power District, El Paso Electric Company, Southern California Edison Company, Public Service Company of New Mexico, Los Angeles Department of Water and Power and Southern California Public Power Authority.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations. The Commission has made appropriate findings as required by the Act and the Commission's regulations in 10 CFR Chapter I, which are set forth in the amendments. The Commission has also concluded that the amendments involve actions which are insignificant from the standpoint of environmental impact and that, pursuant to 10 CFR Section 51.5(d)(4), an environmental impact statement or negative declaration and an environmental

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USGPO: 1981-335-960

For further details with respect to this action, see (1) the application for amendments, dated October 12, 1982; (2) Amendment No. 5 to Construction Permit Nos. CPPR-141, CPPR-142, CPPR-143 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection in the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C., and at the Phoenix Public Library, Science and Industry Section, 12 East McDowell Road, Phoenix, Arizona 85004. Items 2 and 3 may be requested by writing to the U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Director, Technical Information and Document Control.

Dated at Bethesda, Maryland, this 6th day of December, 1982.

FOR THE NUCLEAR REGULATORY COMMISSION

Original signed by:

George W. Knighton, Chief
Licensing Branch No. 3
Division of Licensing

OFFICE							
SURNAME							
DATE							