

April 29, 1993

Docket No. 50-482

Mr. Bart D. Withers  
President and Chief Executive Officer  
Wolf Creek Nuclear Operating Corporation  
Post Office Box 411  
Burlington, Kansas 66839

Dear Mr. Withers:

SUBJECT: NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENT TO FACILITY  
OPERATING LICENSE AND OPPORTUNITY FOR HEARING - WOLF CREEK  
NUCLEAR GENERATING STATION (TAC NO. M85311)

Enclosed is a copy of the subject notice that relates to your application for amendment dated January 5, 1993, to revise the Wolf Creek Generating Station's operating license and technical specifications to increase the rated core power level from the present specification of 3411 megawatts thermal (Mwt) to a specification of 3565 Mwt, thereby allowing the plant to operate at a nuclear steam supply system power of 3579 Mwt.

The notice has been forwarded to the Office of the Federal Register for publication.

Sincerely,

Original Signed By

William D. Reckley, Project Manager  
Project Directorate IV-2  
Division of Reactor Projects III/IV/V  
Office of Nuclear Reactor Regulation

Enclosure:  
Notice

cc w/enclosure:  
See next page

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NAME	EPeyton:esp	WReckley	SBlack		
DATE	4/23/93	4/26/93	4/26/93	/ /	/ /

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Mr. Bart D. Withers

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April 29, 1993

cc w/enclosures:

Jay Silberg, Esq.  
Shaw, Pittman, Potts & Trowbridge  
2300 N Street, NW  
Washington, D.C. 20037

Mr. C. John Renken  
Policy and Federal Department  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, Missouri 65102

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

Senior Resident Inspector  
U.S. Nuclear Regulatory Commission  
P. O. Box 311  
Burlington, Kansas 66839

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Utilities Division  
Kansas Corporation Commission  
1500 SW Arrowhead Road  
Topeka, Kansas 66604-4027

Office of the Governor  
State of Kansas  
Topeka, Kansas 66612

Attorney General  
1st Floor - The Statehouse  
Topeka, Kansas 66612

County Clerk  
Coffey County Courthouse  
Burlington, Kansas 66839

Mr. Gerald Allen  
Public Health Physicist  
Bureau of Environmental Health Services  
Division of Health  
Kansas Department of Health  
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Mr. Otto Maynard  
Vice President, Plant Operations  
Wolf Creek Nuclear Operating Corporation  
P. O. Box 411  
Burlington, Kansas 66839

Regional Administrator, Region IV  
U.S. Nuclear Regulatory Commission  
611 Ryan Plaza Drive, Suite 1000  
Arlington, Texas 76011

Mr. Kevin J. Moles  
Manager Regulatory Services  
Wolf Creek Nuclear Operating Corporation  
P. O. Box 411  
Burlington, Kansas 66839

UNITED STATES NUCLEAR REGULATORY COMMISSIONWOLF CREEK NUCLEAR OPERATING CORPORATIONDOCKET NO. 50-482NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENT TO  
FACILITY OPERATING LICENSE AND OPPORTUNITY FOR A HEARING

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. NPF-42, issued to Wolf Creek Nuclear Operating Corporation (the licensee), for operation of the Wolf Creek Generating Station (WCGS) located in Coffey County, Kansas.

The proposed amendment would revise the WCGS operating license and technical specifications (TS) to increase the rated core power level from the present specification of 3411 megawatts thermal (MWt) to a specification of 3565 MWt, thereby allowing the plant to operate at a nuclear steam supply system power of 3579 MWt. The revisions would also allow the licensee to implement a proposed hot leg temperature ( $T_{HOT}$ ) reduction program that would extend the range of  $T_{HOT}$  down 15 degrees fahrenheit from the current design value of 618.2 degrees fahrenheit. The licensee intends to operate with a 5 degree fahrenheit reduction in  $T_{HOT}$ . The proposed amendment would change: (1) the definition of rated thermal power in Section 1.25 of the TS, (2) the overtemperature delta T and overpower delta T setpoint parameters in Table 2.2-1, "Reactor Trip System Instrumentation Trip Setpoints," and (3) the indicated reactor coolant system  $T_{avg}$  limit in Table 3.2-1, "DNB Parameters," and in Section 3/4.2.5 of the Bases.

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.

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By June 3rd, 1993, 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 request for a hearing and a petition for leave to intervene. Requests for a hearing and a petition 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. Interested persons should consult a current copy of 10 CFR 2.714 which is available at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC 20555 and at the local public document rooms located at the Emporia State University, William Allen White Library, 1200 Commercial Street, Emporia, Kansas 66801 and Washburn University School of Law Library, Topeka, Kansas 66621. 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 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 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. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. Petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the amendment under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. 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 must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Services Branch, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC 20555, by the above date. Where petitions are filed during the last 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 1-(800) 248-5100 (in Missouri 1-(800) 342-6700). The Western Union operator should be given Datagram Identification Number N1023 and the following message addressed to Suzanne C. Black, Director, Project Directorate IV-2: 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 Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and to Jay Silberg, Esq., Shaw, Pittman, Potts and Trowbridge, 2300 N Street, NW., Washington, DC 20037, 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 presiding Atomic Safety and Licensing Board that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

If a request for a hearing is received, the Commission's staff may issue the amendment after it completes its technical review and prior to the completion of any required hearing if it publishes a further notice for public comment of its proposed finding of no significant hazards consideration in accordance with 10 CFR 50.91 and 50.92.

For further details with respect to this action, see the application for amendment dated January 5, 1993, which is available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC 20555, and at the local public document rooms located at the Emporia State University, William Allen White Library, 1200 Commercial Street, Emporia, Kansas 66801 and Washburn University School of Law Library, Topeka, Kansas 66621.

Dated at Rockville, Maryland, this 26th day of April 1993.

FOR THE NUCLEAR REGULATORY COMMISSION



Suzanne C. Black, Director  
Project Directorate IV-2  
Division of Reactor Projects III/IV/V  
Office of Nuclear Reactor Regulation