

JUL 11 1979

Docket Nos. 50-275

Mr. John C. Morrissey
Vice President & General Counsel
Pacific Gas & Electric Company
77 Beale Street
San Francisco, California 94106

Dear Mr. Morrissey:

SUBJECT: EXTENSION OF CONSTRUCTION PERMIT COMPLETION DATE
(DIABLO CANYON NUCLEAR POWER PLANT, UNIT 1)

In response to your request of May 24, 1979, the Nuclear Regulatory Commission has issued an Order extending the construction completion date for the Diablo Canyon Nuclear Power Plant, Unit 1. In lieu of the latest completion date of June 30, 1979, as specified in our previous Order dated April 13, 1979 on Construction Permit No. CPPR-39, for Unit 1, the completion date has been extended beyond the requested date of October 31, 1979 to December 31, 1979 to allow for contingencies arising from the incident at the Three Mile Island, Unit 2 facility.

A copy of the Order and the staff evaluation are enclosed for your information. The Order has been transmitted to the Office of the Federal Register for publication.

Sincerely,

Original Signed by

John F. Stolz, Chief
Light Water Reactors Branch No. 1
Division of Project Management

*copy
ccp*

Enclosures:

- Order Extending Construction Permit Completion Date
- Staff Evaluation

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cc:
See next page

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SURNAME	Edgerton/red	DDavis	JStolz		
DATE	7/6/79	6/18/79	7/10/79		

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beyond the requested date of December 31, 1979, allow for contingencies arising from the incident at the Three Mile Island Unit 2 facility.

Sincerely,

John F. Stolz, Chief
Light Water Reactors Branch No. 1
Division of Project Management

Enclosures:

- Order Extending Construction Permit Completion Date
- Staff Evaluation

cc:
See next page

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UNITED STATES NUCLEAR REGULATORY COMMISSION

PACIFIC GAS AND ELECTRIC COMPANY

DIABLO CANYON NUCLEAR POWER PLANT, UNIT 1

DOCKET NO. 50-275

ORDER EXTENDING CONSTRUCTION COMPLETION DATE

Pacific Gas and Electric Company is the holder of Construction Permit Nos. CPPR-39 and CPPR-69 issued by the Atomic Energy Commission* on April 23, 1968 and December 9, 1970, respectively, for construction of the Diablo Canyon Nuclear Power Plant, Units 1 and 2, presently under construction at the Company's site in San Luis Obispo County, California.

On May 24, 1979, Pacific Gas and Electric Company filed a request for extension of the completion date for Unit 1.

On November 15, 1978, the Commission's staff published Supplement No. 8 to the Safety Evaluation Report for the Diablo Canyon Nuclear Power Plant documenting the need to make certain modifications. Consequently, additional time will be required to complete the modifications and to conclude the licensing process for Unit 1. Additional time is also required for the Nuclear Regulatory Commission staff to complete its investigation of the incident at the Three Mile Island Nuclear Power Plant, Unit 2 and to apply new safety requirements arising from this investigation to the Diablo Canyon Nuclear Power Plants to the extent that they are applicable. In order to accommodate a reasonable schedule needed to complete the safety evaluation and the subsequent licensing actions related

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*Effective January 20, 1975, the Atomic Energy Commission became the Nuclear Regulatory Commission and Permits in effect on that day were continued under the authority of the Nuclear Regulatory Commission.

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to these new safety requirements, the Nuclear Regulatory Commission staff concluded that the requested extension date of October 31, 1979 should be extended to December 31, 1979

This action involves no significant hazards consideration; good cause has been shown for the delays; an environmental statement, negative declaration or environmental impact appraisal need not be prepared in connection with the extension; and the requested extension is for a reasonable period, the bases for which are set forth in a staff evaluation of request for extension.

For further details with respect to this action, see (1) the applicant's request for extension of the construction permit completion date for Diablo Canyon, Unit 1 dated May 24, 1979, and (2) the staff's related evaluation, all of which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. 20555 and at the Local Public Document Room located in San Luis Obispo County Free Library, P. O. Box X, San Luis Obispo, California 93406.

IT IS HEREBY ORDERED that the latest completion date for CPPR-39 is extended from June 30, 1979 to December 31, 1979 for Unit 1.

FOR THE NUCLEAR REGULATORY COMMISSION

Original signed by
D. B. Vassallo
D. B. Vassallo, Acting Director
Division of Project Management
Office of Nuclear Reactor Regulation

Date of Issuance: JUL 11 1979

SEE PREVIOUS YELLOW FOR PREVIOUS CONCURRENCES

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SURNAME	B. Buckley	D. Davis	J. S. [Signature]	S. [Signature]	D. Vassallo	H. Denton
DATE	7/3/79	7/16/79	7/16/79	7/11/79	7/11/79	7/11/79

UNITED STATES NUCLEAR REGULATORY COMMISSION

PACIFIC GAS AND ELECTRIC COMPANY

DIABLO CANYON NUCLEAR POWER PLANT, UNIT 1

DOCKET NO. 50-275

ORDER EXTENDING CONSTRUCTION COMPLETION DATE

Pacific Gas and Electric Company is the holder of Construction Permit Nos. CPPR-39 and CPPR-69 issued by the Atomic Energy Commission* on April 23, 1968 and December 9, 1970, respectively, for construction of the Diablo Canyon Nuclear Power Plant, Units 1 and 2, presently under construction at the Company's site in San Luis Obispo County, California.

On May 24, 1979, Pacific Gas and Electric Company filed a request for extension of the completion date for Unit 1.

On November 15, 1978, the Commission's staff published Supplement No. 8 to the Safety Evaluation Report for the Diablo Canyon Nuclear Power Plant documenting the need to make certain modifications. Consequently, additional time will be required to complete the modifications and to conclude the licensing process for Unit 1. Additional time is also required for the Nuclear Regulatory Commission staff to complete its investigation of the incident at the Three Mile Island Nuclear Power Plant, Unit 2 and to apply new safety requirements arising from this investigation to the Diablo Canyon Nuclear Power Plants to the extent that they are applicable.

*Effective January 20, 1975, the Atomic Energy Commission became the Nuclear Regulatory Commission and Permits in effect on that day were continued under the authority of the Nuclear Regulatory Commission.

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For further details with respect to this action, see (1) the applicant's request for extension of the construction permit completion date for Diablo Canyon, Unit 1 dated May 24, 1979, and (2) the staff's related evaluation, all of which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. 20555 and at the Local Public Document Room located in San Luis Obispo County Free Library, P. O. Box X, San Luis Obispo, California 93406.

IT IS HEREBY ORDERED that the latest completion date for CPPR-39 is extended from June 30, 1979 to October 31, 1979 for Unit 1.

FOR THE NUCLEAR REGULATORY COMMISSION

Harold R. Denton, Director
Office of Nuclear Reactor Regulation

Date of Issuance:

OFFICE	LWR 1	OELD	LWR 1	LWR	DPM	NRR
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DATE	6/11/79	6/19/79	6/14/79	6/ /79	6/ /79	6/ /79

EVALUATION OF REQUEST FOR EXTENSION OF THE CONSTRUCTION PERMIT
COMPLETION DATE FOR THE DIABLO CANYON NUCLEAR POWER PLANT, UNIT 1

Introduction

On May 24, 1979, Pacific Gas and Electric Company (PG&E) filed a request for extension of the completion date of the construction permit for the Diablo Canyon Nuclear Power Plant, Unit 1. The extension request was from June 30, 1979 to October 31, 1979 for Unit 1. In the request for extension, PG&E stated that the additional time for Unit 1 was needed to conclude the licensing process and delays that may result from the investigation of the March 28, 1979 incident at the Three Mile Island Nuclear Power Plant, Unit 2.

Discussion

The construction permit for Unit 1, CPPR-39, was issued on April 23, 1968, and was last modified by the Commission's Order dated April 13, 1979, which extended the latest completion date to June 30, 1979.

On November 15, 1978, the Commission's staff published Supplement No. 8 to the Safety Evaluation Report for the Diablo Canyon Nuclear Power Plant. This supplement documented the need to make certain modifications for Units 1 and 2. Additional time contingencies will be required to allow for satisfactory completion of the modifications and to apply new requirements arising from the Commission's staff investigation of the incident at the Three Mile Island Nuclear Power Plant, Unit 2 to the Diablo Canyon Nuclear Power Plants, Units 1 and 2, to the extent that they are applicable. Based on PG&E's work schedules, the modifications are currently expected to be completed in the third quarter of 1979 for Unit 1.

Conclusion

The Commission's staff has reviewed the information provided in the applicant's submittal, and we conclude that the factors discussed above are reasonable and constitute good cause for delay; and the extension of construction of Unit 1 for 4 months is justifiable. In order to accommodate a reasonable schedule needed to complete the safety evaluation and the subsequent licensing actions related to the new safety requirements arising from the incident at Three Mile Island, Unit 2, the Nuclear Regulatory Commission staff concludes that the requested extension date of October 31, 1979 should be extended to December 31, 1979.

As a result of the staff's review of the Final Safety Analysis Report to date, and considering the nature of the delays, we have identified no area of significant safety considerations in connection with the extension of the construction permit completion date for the Diablo Canyon Nuclear Power Plant, Unit 1.

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The assessment of potential environmental impacts associated with site preparation and the construction of Units 1 and 2 of the Diablo Canyon Nuclear Power Plant were addressed in the Final Environmental Statement (FES) issued in May 1973. Since the construction of Unit No. 1 is essentially complete except for installation of certain modifications and other requirements that may arise from the staff's above cited investigation and construction of Unit 2 is approximately 96% complete, essentially all construction impacts have occurred. The staff has determined that the extension of time for completion of work shown in Construction Permit No. CPPR-39 from June 30, 1979 to December 31, 1979, is an administrative action since it does not alter impacts described in the FES or create new impacts not previously addressed in the statement. Having made this determination, the Commission has concluded, pursuant to 10 CFR Part 51.5(d)(4), that an environmental statement, negative declaration or environmental impact appraisal need not be prepared in connection with the issuance of this extension of time.

The staff finds that this action does not involve a significant hazards consideration, that good cause exists for the issuance of an Order extending the completion date, and that an environmental statement negative declaration or environmental impact appraisal need not be prepared in connection with the issuance of such Order.

Accordingly, issuance of an Order extending the latest completion date for construction of Diablo Canyon Unit 1, as set forth in CPPR-39, to December 31, 1979, is reasonable and should be authorized.

Original Signed by

B. C. Buckley, Project Manager
Light Water Reactors Branch No. 1
Division of Project Management

Original Signed by

John F. Stolz, Chief
Light Water Reactors Branch No. 1
Division of Project Management

Dated: JUL 11 1979

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SURNAME >	BBuckley/red	JStolz			
DATE >	7/11/79	7/16/79			

DIABLO CANYON CONSTRUCTION COMPLETION DATE EXTENSION FOR UNIT 1
DATED JULY 11, 1979

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