

June 16, 1988

Dockets Nos. 50-275
and 50-323

Mr. J. D. Shiffer, Vice President
Nuclear Power Generation
c/o Nuclear Power Generation, Licensing
Pacific Gas and Electric Company
77 Beale Street, Room 1451
San Francisco, California 94106

Dear Mr. Shiffer:

SUBJECT: DIABLO CANYON NUCLEAR POWER, UNITS NOS. 1 AND 2
(TACS NOS. 68032 AND 68033)

Enclosed is a "Notice of Consideration of Issuance of Amendments to Facility Operating Licenses and Opportunity for Hearing" concerning your application for amendment dated April 18, 1988 (LAR 88-03). This Notice was forwarded to the Office of the Federal Register for publication.

Sincerely,

original signed by Harry Rood

Harry Rood, Senior Project Manager
Project Directorate V
Division of Reactor Projects - III,
IV, V and Special Projects

Enclosure:
As stated

cc w/enclosure:
See next page

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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D. C. 20555

June 16, 1988

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Nuclear Power Generation
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Sincerely,

A handwritten signature in cursive script that reads "Harry Rood".

Harry Rood, Senior Project Manager
Project Directorate V
Division of Reactor Projects - III,
IV, V and Special Projects

Enclosure:
As stated

cc w/enclosure:
See next page

Mr. J. D. Shiffer
Pacific Gas and Electric Company

Diablo Canyon

cc:
Richard F. Locke, Esq.
Pacific Gas & Electric Company
Post Office Box 7442
San Francisco, California 94120

NRC Resident Inspector
Diablo Canyon Nuclear Power Plant
c/o U.S. Nuclear Regulatory Commission
P. O. Box 369
Avila Beach, California 93424

Janice E. Kerr, Esq.
California Public Utilities Commission
350 McAllister Street
San Francisco, California 94102

Mr. Dick Blakenburg
Editor & Co-Publisher
South County Publishing Company
P. O. Box 460
Arroyo Grande, California 93420

Ms. Sandra A. Silver
660 Granite Creek Road
Santa Cruz, California 95065

Bruce Norton, Esq.
c/o Richard F. Locke, Esq.
Pacific Gas and Electric Company
Post Office Box 7442
San Francisco, California 94120

Mr. W. C. Gangloff
Westinghouse Electric Corporation
P. O. Box 355
Pittsburgh, Pennsylvania 15230

Dr. R. B. Ferguson
Sierra Club - Santa Lucia Chapter
Rocky Canyon Star Route
Creston, California 93432

Managing Editor
San Luis Obispo County Telegram
Tribune
1321 Johnson Avenue
P. O. Box 112
San Luis Obispo, California 93406

Chairman
San Luis Obispo County Board of
Supervisors
Room 270
County Government Center
San Luis Obispo, California 93408

Mr. Leland M. Gustafson, Manager
Federal Relations
Pacific Gas and Electric Company
1726 M Street, N. W.
Washington, DC 20036-4502

Director
Energy Facilities Siting Division
Energy Resources Conservation and
Development Commission
1516 9th Street
Sacramento, California 95814

Dian M. Grueneich
Marcia Preston
Law Office of Dian M. Grueneich
380 Hayes Street, Suite 4
San Francisco, California 94102

Ms. Jacquelyn Wheeler
3033 Barranca Court
San Luis Obispo, California 93401

Pacific Gas & Electric Company

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Diablo Canyon

cc:

Ms. Laurie McDermott, Coordinator
Consumers Organized for Defense
of Environmental Safety
731 Pacific Street, Suite 42
San Luis Obispo, California 93401

Ms. Nancy Culver
192 Luneta Street
San Luis Obispo, California 93401

Mr. Jack McGurk, Acting Chief
Radiological Health Branch
State Department of Health
Services
714 P Street, Office Building #8
Sacramento, California 95814

President
California Public Utilities
Commission
California State Building
350 McAllister Street
San Francisco, California 94102

Regional Administrator, Region V
U.S. Nuclear Regulatory Commission
1450 Maria Lane
Suite 210
Walnut Creek, California 94596

Michael M. Strumwasser, Esq.
Special Assistant Attorney General
State of California
Department of Justice
3580 Wilshire Boulevard, Room 800
Los Angeles, California 90010

UNITED STATES NUCLEAR REGULATORY COMMISSION
PACIFIC GAS AND ELECTRIC COMPANY
DOCKETS NOS. 50-275 AND 50-323
NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENTS TO
FACILITY OPERATING LICENSES AND
OPPORTUNITY FOR HEARING

The United States Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating Licenses Nos. DPR-80 and DPR-82, issued to the Pacific Gas and Electric Company (the licensee), for operation of the Diablo Canyon Nuclear Power Plant, Units Nos. 1 and 2, located in San Luis Obispo County, California.

In accordance with the licensee's application for amendments dated April 18, 1988 (reference LAR 88-03), the amendments would reduce the steam generator water level low and low-low setpoints from 15 percent of the narrow range span to 7.2 percent of the narrow range span. The change is based on replacement of the Barton 764 steam generator level transmitters with Rosemount 1154 transmitters, which have improved accuracy under severe environmental conditions.

Prior to issuance of the proposed license amendments, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

By July 25, 1988, the licensee may file a request for a hearing with respect to issuance of the amendments to the subject facility operating licenses 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 hearing and a 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 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 conference 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 that 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 amendments^a 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 must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch, 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 promptly so inform the Commission by a toll-free telephone call to Western Union at 1-800-325-6000 (in Missouri 1-800-342-6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to George W. Knighton: (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, D.C. 20555, and to Richard R. Locke, Esq., Pacific Gas and Electric Company, P.O. Box 7442, San Francisco, California 94120 and Bruce Norton, Esq., c/o Pacific Gas and Electric Company, P.O. Box 7442, San Francisco, California 94120.


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 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 22, 1988, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555, and at the California Polytechnic State University Library, Government Documents and Maps Department, San Luis Obispo, California 93407.

Dated at Rockville, Maryland, this 17th day of June, 1988.

FOR THE NUCLEAR REGULATORY COMMISSION


George W. Knighton, Director
Project Directorate V
Division of Reactor Projects III,
IV, V and Special Projects