

Docket No. 50-323

DEC 6 1973

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U.S. NUCLEAR REGULATORY COMMISSION

Pacific Gas and Electric Company
ATTN: Mr. Frederick T. Searls
Vice President and General Counsel
77 Beale Street
San Francisco, California 94106

Gentlemen:

The Atomic Energy Commission has issued Amendment No. 2 to Provisional Construction Permit No. CPPR-69 which was issued to you for the construction of the Diablo Canyon Nuclear Power Plant, Unit 2. The amendment has been issued pursuant to the Initial Decision, Cofferdam, dated November 23, 1973, by the Atomic Safety and Licensing Board, a copy of which has already been sent to you. Pursuant to that decision the suspension on removal of the discharge structure cofferdam is lifted. This amendment requires you to conduct monitoring studies to determine the actual effects of the removal of such cofferdam.

Copies of the Initial Decision and related notice, which has been forwarded to the Office of the Federal Register for publication, are enclosed.

Sincerely,

Original Signed by
K. R. Goller

Karl R. Goller, Chief
Pressurized Water Reactors
Branch No. 3
Directorate of Licensing

Enclosures:

1. Amendment No. 2 to CPPR-69
2. Federal Register Notice

cc: See Page 2

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CINTO

FOR DISTRIBUTION: SEE PAGE 2

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SURNAME	VH Wilson	TJ Hironaka	KRG Goller	KR Goller	RCushman	GKP
DATE	12/4/73	12/4/73	12/4/73	12/6/73	12/6/73	

LB

DEC 6 1973

cc: Philip Crane, Jr., Esq.
 Pacific Gas and Electric Company
 77 Beale Street
 San Francisco, California 94106

Andrew J. Skaff, Esq.
 California Public Utilities Commission
 350 McAllister Street
 San Francisco, California 94102

Mr. Frederick Eissler, President
 Scenic Shoreline Preservation
 Conference, Inc.
 4623 More Mesa Drive
 Santa Barbara, California 93105

Dr. John M. Heslep, Chief
 Environmental Health and Consumer
 Protection Program
 Department of Public Health
 2151 Berkeley Way
 Berkeley, California 94704

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Mr. Howard D. Mankins, Chairman
 Board of Supervisors
 San Luis Obispo County
 Room 220, Courthouse Annex
 San Luis Obispo, California 93401

bcc: H. J. McAlduff, ORO
 J. R. Buchanan, ORNL
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Mr. Hans L. Hamester
 ATTN: Joan Sause
 Office of Radiation Programs
 Environmental Protection Agency
 Room 647A East Tower, Waterside Mall
 401 M Street, S. W.
 Washington, D. C. 20460

Mr. Tom Jones
 Environmental Protection Agency
 100 California Street
 San Francisco, California 94111

OFFICE➤						
SURNAME➤						
DATE➤						

PACIFIC GAS AND ELECTRIC COMPANY

(Diablo Canyon Nuclear Power Plant, Unit 2)

DOCKET NO. 50-323

NOTICE OF ISSUANCE OF AMENDED CONSTRUCTION PERMIT

Notice is hereby given that pursuant to an Initial Decision, dated November 23, 1973 by the Atomic Safety and Licensing Board, the Atomic Energy Commission has issued Amendment No. 2 to Provisional Construction Permit No. CPPR-69 issued to Pacific Gas and Electric Company for construction of the Diablo Canyon Nuclear Power Plant, Unit 2, in San Luis Obispo County, California. The Initial Decision lifts the suspension on removal of the discharge structure cofferdam imposed by the Atomic Safety and Licensing Board in its decision of June 5, 1972. The amendment requires the conduct of monitoring studies to determine the actual effects of the removal of such cofferdam.

The Director of Regulation has found that the provisions of the amendment comply with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations published in 10 CFR Chapter I and has concluded that the issuance of the amendment will not be inimical to the common defense and security or to the health and safety of the public.

A copy of the Initial Decision dated November 23, 1973 and Amendment No. 2 to CPPR-69, and other related documents are available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C., and the San Luis Obispo City-County Library, 888 Morro Street, San Luis Obispo, California 93406. Single copies of the Initial

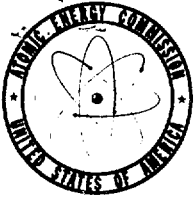
Decision and Amendment No. 2 to CPPR-69, may be obtained by writing the
U. S. Atomic Energy Commission, Washington, D. C. 20545, Attention:
Deputy Director for Reactor Projects, Directorate of Licensing, Regulation.

Dated at Bethesda, Maryland this 6 day of December 1973.

FOR THE ATOMIC ENERGY COMMISSION

Original Signed by
K. R. Goller

Karl R. Goller, Chief
Pressurized Water Reactors
Branch No. 3
Directorate of Licensing



UNITED STATES
ATOMIC ENERGY COMMISSION
BOARD OF CONTRACT APPEALS
WASHINGTON, D.C. 20545

PACIFIC GAS AND ELECTRIC COMPANY

(Diablo Canyon Nuclear Power Plant, Unit 2)

DOCKET NO. 50-323

PROVISIONAL CONSTRUCTION PERMIT

Construction Permit No. CPPR-69
Amendment No. 2

Pursuant to an Initial Decision, Cofferdam, by the Atomic Safety and Licensing Board dated November 23, 1973, the suspension on removal of the discharge structure cofferdam is lifted. The Atomic Energy Commission has issued Amendment No. 2 to Provisional Construction Permit No. CPPR-69 by adding paragraph 2.D. to read as follows:

D. This permit is subject to the following condition for protection of the environment:

- (1) The Applicant shall conduct monitoring studies to determine the actual effects of the cofferdam removal on the environment. If any adverse environmental effects are observed during the operation, the Applicant shall take immediate remedial action to minimize such adverse effects.

FOR THE ATOMIC ENERGY COMMISSION

*Original signed by:
Roger S. Boyd*

A. Giambusso, Deputy Director
for Reactor Projects
Directorate of Licensing

Date of Issuance: DEC 6 1973