

DEC 13 1976

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Docket Nos. 50-390  
50-391 ✓

Tennessee Valley Authority  
ATTN: Mr. Godwin Williams, Jr.  
Manager of Power  
830 Power Building  
Chattanooga, Tennessee 37401

Gentlemen:

FEDERAL REGISTER NOTICE - WATTS BAR NUCLEAR PLANT

Your application for operating licenses for Units 1 and 2 of the Watts Bar Nuclear Plant was accepted for full review on October 4, 1976. Enclosed is a copy of a related notice which has been forwarded to the Office of the Federal Register for publication. This is a combined notice of receipt of application, notice of consideration of issuance of facility operating licenses, and notice of opportunity for hearing.

Also enclosed is a copy of a notice of opportunity for public participation in proposed NRC licensing action which has been sent to the following newspapers for display advertising: News - Sentinel, Knoxville, Times, Chattanooga, and Tennessean, Nashville.

Your application does not indicate that a copy has been served on the appropriate Federal, State, and local officials in accordance with the provisions of Section 2.101(b) of the Commission's "Rules of Practice." Please forward a certification, complete with name and address of recipient, indicating that you have complied with this requirement.

As you know, a local public document room has been established at the Dayton Public Library, First Avenue, Dayton, Tennessee. A copy of the application, and other relevant documents as they become available, will be on file for public inspection. It is requested that you have one of your representatives make periodic checks of the material available and assure that revised and

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OFFICE ➤						
SURNAME ➤						
DATE ➤						

supplemental information is properly incorporated into the application and that any amendments, reports, and letters which you have filed with us are available. We will send copies of documents you file with us to the public document room.

Sincerely,

Original signed by  
Steven A. Varga

Steven A. Varga, Chief  
Light Water Reactors Branch 4  
Division of Project Management

Enclosures:

1. Federal Register Notice
2. Display Ad

ccs: See next page

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SURNAME >	MService;pav	CStahle	SAVarga	<i>[Signature]</i>	<i>[Signature]</i>
DATE >	11/30/76	11/30/76	11/30/76	12/1/76	11/30/76

cc's w/encl:

Herbert S. Sanger, Jr., Esq.  
General Counsel  
Tennessee Valley Authority  
629 New Sprankle Building  
Knoxville, Tennessee 37902

U.S. Environmental Protection Agency  
Region IV Office  
Attn: EIS Coordinator  
345 Courtland Street, N. E.  
Atlanta, Georgia 30308

Director  
Office of Urban & Federal Affairs  
108 Parkway Towers  
404 James Robertson Way  
Nashville, Tennessee 37219

The Honorable Dan Wade  
County Judge  
Rhea County Courthouse  
Dayton, Tennessee 37321

Defense Mapping Agency  
Aerospace Center  
St. Louis Air Force Station, Missouri 63118

Attorney General  
Supreme Court Building  
Nashville, Tennessee 37219

Office of Planning and Budget  
270 Washington Street, S. W.  
Atlanta, Georgia 30334

Office of Intergovernmental Relations  
116 West Jones Street  
Raleigh, North Carolina 27603

OFFICE ▼						
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DATE ▼						

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
 )  
TENNESSEE VALLEY AUTHORITY ) Docket Nos. 50-390  
 ) and 50-391  
(Watts Bar Nuclear Plant, )  
Units 1 and 2 )

NOTICE OF RECEIPT OF APPLICATION FOR FACILITY OPERATING LICENSES;  
NOTICE OF CONSIDERATION OF ISSUANCE OF FACILITY OPERATING LICENSES  
AND NOTICE OF OPPORTUNITY FOR HEARING

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Notice is hereby given that the Nuclear Regulatory Commission (the Commission) has received an application for facility operating licenses from Tennessee Valley Authority (the applicant) which would authorize the applicant to possess, use, and operate two light water nuclear reactors (the facilities), located on the applicant's site in Rhea County, Tennessee. Each unit would operate at a steady state power level of 3411 megawatts thermal.

In accordance with an agreement between the Commission and the applicant, the applicant will not submit an environmental report. Instead they will update the Final Environmental Statement, Construction Permit Stage, which will be used as a basis for review by the Commission's Office of Nuclear Reactor Regulation.

A draft environmental statement will be prepared by the Commission's staff. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER a summary notice of availability of the draft statement, requesting comments from interested persons on the draft statement. The summary notice will also contain a statement to the effect that any comments of Federal

agencies and State and local officials will be made available when received. The draft environmental statement will focus only on any matters which differ from those previously discussed in the final environmental statement prepared in connection with the issuance of the construction permit. Upon consideration of comments submitted with respect to the draft environmental statement, the staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

The Commission will consider the issuance of facility operating licenses to Tennessee Valley Authority which would authorize the applicant to possess, use and operate the Watts Bar Nuclear Plant, Units 1 and 2, in accordance with the provisions of the license and the technical specifications appended thereto, upon: (1) the completion of a favorable safety evaluation on the application by the Office of Nuclear Reactor Regulation; (2) the completion of the environmental review required by the Commission's regulations in 10 CFR Part 51; (3) the receipt of a report on the applicant's application for facility operating licenses by the Advisory Committee on Reactor Safeguards; and (4) a finding by the Commission that the application for the facility licenses, as amended, complies with the requirements of the Atomic Energy Act of 1954, as amended (Act), and the Commission's regulations in 10 CFR Chapter 1. Construction of the facilities was authorized by Construction Permits Nos. CPPR-91 and CPPR-92, issued by the Commission on January 23, 1973. Construction of Unit 1 is anticipated to be completed by June 1, 1979, and Unit 2 by March 1, 1980.

Prior to issuance of any operating licenses, the Commission will inspect each facility to determine whether it has been constructed in accordance with the application, as amended, and the provisions of the

Construction Permits. In addition, the licenses will not be issued until the Commission has made the findings reflecting its review of the application under the Act, which will be set forth in the proposed licenses, and has concluded that the issuance of the licenses will not be inimical to the common defense and security or to the health and safety of the public. Upon issuance of the licenses, the applicant will be required to execute an indemnity agreement as required by Section 170 of the Act and 10 CFR Part 140 of the Commission's regulations.

Within thirty (30) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing with respect to issuance of the facility operating licenses and any person whose interest may be affected by this proceeding may file 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" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed within the time prescribed in this notice, 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.

A petition for leave to intervene must be filed under oath or affirmation in accordance with the provisions of 10 CFR § 2.714. As required in 10 CFR § 2.714, a petition for leave to intervene shall set forth the interest of the petitioner in the proceeding, how the interest may be affected by the results of the proceeding, and any other contentions of the petitioner

including the facts and reasons why he should be permitted to intervene, 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. Any such petition shall be accompanied by supporting affidavit identifying the specific aspect or aspects of the subject matter of the proceeding as to which the petitioner wishes to intervene and setting forth with particularity both the facts pertaining to this interest and the basis for this contentions with regard to each aspect on which he desires to intervene. A petition that sets forth contentions relating only to matters outside the jurisdiction of the Commission will be denied.

A request for a hearing or a petition for leave to intervene may be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. by **JAN 26 1977**. A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 and to Herbert S. Sanger, Jr., Esq., General Counsel, Tennessee Valley Authority, 400 Commerce Avenue, Knoxville, Tennessee 37902, attorney for the applicant.

A petition for leave to intervene which is not timely will not be granted unless the Commission, the presiding officer, or the Atomic Safety and Licensing Board designated to rule on the petition determines that the petitioner has made a substantial showing of good cause for failure to file on time and after considering those factors specified in 10 CFR § 2.714(a)(1)-(4) and § 2.714(d).

For further details pertinent to the matters under consideration, see the application for the facility operating licenses dated September 27, 1976, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Chattanooga Public Library, 601 McCallie Avenue, Chattanooga, Tennessee. As they become available, the following documents may be inspected at the above locations: (1) the safety evaluation report prepared by the Office of Nuclear Reactor Regulation; (2) the draft environmental statement; (3) the final environmental statement; (4) the report of the Advisory Committee on Reactor Safeguards on the application for facility operating licenses; (5) the proposed facility operating licenses; and (6) the technical specifications, which will be attached to the proposed facility operating licenses.

Copies of the proposed operating licenses and the ACRS report, when available, may be obtained by request to the Director, Division of Project Management, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

FOR THE NUCLEAR REGULATORY COMMISSION

Original signed by  
**Steven A. Varga**

Steven A. Varga, Chief  
Light Water Reactors  
Branch No. 4  
Division of Project Management

Dated at  
this 13th day of December 1976

NOTICE OF OPPORTUNITY FOR PUBLIC PARTICIPATION  
IN PROPOSED NRC LICENSING ACTION FOR WATTS BAR NUCLEAR PLANT

The Nuclear Regulatory Commission is giving notice that it is considering issuance of operating licenses to Tennessee Valley Authority for operation of the Watts Bar Nuclear Plant, Units 1 and 2, located in Rhea County, Tennessee.

The notice provides that within 30 days after publication of notice in the FEDERAL REGISTER on DEC 27 1975, any member of the public whose interest may be affected by the proceeding may file a request for a public hearing in the form of a petition for leave to intervene with respect to whether operating licenses should be issued.

Petitions for leave to intervene must be filed under oath or affirmation and must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the above-referenced FEDERAL REGISTER Notice and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, by JAN 26 1976. A copy of the petition and/or request for hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Herbert S. Sanger, Jr., Esq., General Counsel, Tennessee Valley Authority, 400 Commerce Avenue, Knoxville, Tennessee 37902, attorney for the applicant.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or the licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

A copy of the FEDERAL REGISTER Notice is on file for public inspection at the Chattanooga Public Library, 601 McCallie Avenue, Chattanooga, between the hours of 9:00 am and 5:00 pm, Monday thru Friday, and the Commission has arranged for other documents and correspondence relating to the licensing of this facility to be kept at the same location.