



UNITED STATES
ATOMIC ENERGY COMMISSION
WASHINGTON, D.C. 20545

JUL 29 1966

MEMORANDUM FOR CHAIRMAN SEABORG
COMMISSIONER RAMEY
COMMISSIONER TAPE

SUBJECT: NOTICE OF HEARING ON APPLICATION OF
CONSOLIDATED EDISON COMPANY OF NEW YORK,
INC. FOR A PROVISIONAL CONSTRUCTION PERMIT
DOCKET NO. 50-247

The Consolidated Edison Company of New York, Inc. has requested that the public hearing on their application be held on August 31, 1966. In order to meet that date, I plan to have the attached Notice of Hearing published in the Federal Register on Saturday, July 30, 1966. (This means that the Notice of Hearing will have to reach the Federal Register before 11:00 a.m. on Friday, July 29, 1966.) The form of the Notice is essentially the same as that used in the Rochester Gas and Electric Corporation proceeding except for the inclusion of a new paragraph scheduling the prehearing conference.

Original signed
by H. K. Shapar

for Harold L. Price
Director of Regulation

cc: General Counsel
General Manager
Office of the Secretary

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UNITED STATES OF AMERICA

ATOMIC ENERGY COMMISSION

In the Matter of)

CONSOLIDATED EDISON COMPANY)
OF NEW YORK, INC.)

Docket No. 50-247

(Indian Point Station)
Unit No. 2))

NOTICE OF HEARING ON APPLICATION
FOR PROVISIONAL CONSTRUCTION PERMIT

Pursuant to the Atomic Energy Act of 1954, as amended,
and the regulations in Title 10, Code of Federal Regulations,
Part 50, "Licensing of Production and Utilization Facilities,"
and Part 2, "Rules of Practice," notice is hereby given that
a hearing will be held at 10:00 a.m., local time, on
August 31, 1966, in Buchanan Engine Company, No. 1, Inc.,
Albany Post Road, Buchanan, New York, to consider the
application filed under § 104 b. of the Act by Consolidated
Edison Company of New York, Inc., New York, New York, for
a provisional construction permit for a pressurized water

reactor designed to operate at approximately 2758 megawatts (thermal) to be located at the applicant's site in the Village of Buchanan, Westchester County, New York.

The hearing will be conducted by the Atomic Safety and Licensing Board designated by the Atomic Energy Commission, consisting of Dr. David B. Hall, Los Alamos, New Mexico; Dr. John C. Geyer, Baltimore, Maryland; and Samuel W. Jensch, Esq., Chairman, Washington, D. C. Dr. Thomas H. Pigford, Berkeley, California, has been designated as a technically qualified alternate.

A prehearing conference will be held by the Board at 10:00 a.m., local time, on August 17, 1966, in Buchanan Engine Company, No. 1, Inc., Albany Post Road, Buchanan, New York, to consider the matters provided for consideration by § 2.752 of 10 CFR Part 2 and those matters set forth in Section II, paragraph (a) of the proposed Statement of General Policy (Appendix A to 10 CFR Part 2) which was published for public comment and interim guidance in the Federal Register (30 F.R. 832) on January 21, 1966.

The following issues will be considered at the hearing:

1. Whether in accordance with the provisions of 10 CFR § 50.35(a)
 - (1) The applicant has described the proposed design of the facility, including, but not limited to, the principal architectural and engineering criteria for the design, and has identified the major features or components on which further technical information is required;
 - (2) The omitted technical information will be supplied;
 - (3) The applicant has proposed, and there will be conducted, a research and development program reasonably designed to resolve the safety questions, if any, with respect to those features or components which require research and development; and

(4) On the basis of the foregoing, there is reasonable assurance that (i) such safety questions will be satisfactorily resolved at or before the latest date stated in the application for completion of construction of the proposed facility and (ii) taking into consideration the site criteria contained in Part 100, the proposed facility can be constructed and operated at the proposed location without undue risk to the health and safety of the public;

2. Whether the applicant is technically qualified to design and construct the proposed facility;
3. Whether the applicant is financially qualified to design and construct the proposed facility;
4. Whether the issuance of a permit for the construction of the facility will be inimical to the common defense and security or to the health and safety of the public.

As they become available, the application, the report of the Commission's Advisory Committee on Reactor Safeguards (ACRS) and the Safety Evaluation by the Commission's regulatory staff will be placed in the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C., where they will be available for inspection by members of the public. Copies of the ACRS report and the regulatory staff's Safety Evaluation may be obtained by request to the Director of the Division of Reactor Licensing, United States Atomic Energy Commission, Washington, D. C. 20545.

Petitions for leave to intervene, pursuant to the provisions of § 2.714 of the Commission's "Rules of Practice," must be received in the Office of the Secretary, United States Atomic Energy Commission, Germantown, Maryland, or in the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C., not later than August 17, 1966, or, in the event of a postponement of the hearing date specified, at such time as the Board may specify.

Any person who wishes to make an oral or written statement setting forth his position on the issues specified,

but who does not wish to file a petition to intervene, may request permission to make a limited appearance pursuant to the provisions of § 2.715 of the Commission's "Rules of Practice." Limited appearances will be permitted at the time of the hearing in the discretion of the Board, within such limits and on such conditions as may be fixed by the Board. Persons desiring to make a limited appearance are requested to inform the Secretary, United States Atomic Energy Commission, Washington, D. C. 20545, by August 17, 1966.

The answer to this notice, pursuant to the provisions of § 2.705 of the Commission's "Rules of Practice," must be filed by the applicants on or before August 17, 1966.

Papers required to be filed in this proceeding may be filed by mail or telegram addressed to the Secretary, United States Atomic Energy Commission, Washington, D. C. 20545, or may be filed by delivery to the Office of the Secretary, United States Atomic Energy Commission, Germantown, Maryland, or the Commission's Public Document Room, 1717 H Street, N. W.,

Washington, D. C. Pending further order of the Board, parties are required to file, pursuant to the provisions of § 2.708 of the Commission's "Rules of Practice," an original and twenty conformed copies of each such paper with the Commission.

UNITED STATES ATOMIC ENERGY COMMISSION

By: _____

W. B. McCool
Secretary

Dated at Washington, D. C.

this day of , 1966.