

July 23, 2010

MEMORANDUM TO: Biweekly Notice Coordinator

FROM: Terri Spicher, Project Manager
AP1000 Projects Branch 1 /RA/
Division of New Reactors Licensing
Office of New Reactors

SUBJECT: REQUEST FOR PUBLICATION IN BIWEEKLY FR NOTICE – NOTICE OF ISSUANCE OF AMENDMENT TO FACILITY OPERATING LICENSE, FINAL DETERMINATION OF NO SIGNIFICANT HAZARDS CONSIDERATION, AND OPPORTUNITY FOR HEARING (TAC NO. RN7010)

Southern Nuclear Operating Company et al., Docket No. 52-011, Vogtle Electric Generating Plant ESP Site, Burke County, Georgia

Date of amendment request: April 20, 2010, as supplemented April 23 and 28, May 5, 10, 13, 20, and 24, 2010.

Description of amendment request: The amendment revised the Vogtle Electric Plant (VEGP) ESP Site Safety Analysis Report (SSAR) to allow the use of Category 1 and 2 backfill material from additional onsite areas that were not specifically identified in the VEGP ESP SSAR as backfill sources for the activities approved under the ESP and Limited Work Authorization.

Date of issuance: June 25, 2010.

Effective date: As of date of issuance and shall be implemented within 15 days from the date of issuance.

Amendment No.: Two.

Early Site Permit No. ESP-004: Amendment revised the VEGP ESP SSAR.

Public comments requested as to proposed no significant hazards consideration (NSHC): Yes.

May 6, 2010 (75 FR 24993). The supplements dated May 5, 10, 13, 20, and 24, 2010, provided additional information that clarified the application, did not expand the scope of the application

as originally noticed, and did not change the NRC staff's original proposed no significant hazards consideration determination. The May 6, 2010 notice provided an opportunity to submit comments on the Commission's proposed NSHC determination. No comments have been received. The May 6, 2010 notice also provided an opportunity to request a hearing by July 6, 2010, but indicated that if the Commission makes a final NSHC determination, any such hearing would take place after issuance of the amendment.

The Commission's related evaluation of the requested amendment, state consultation, and final NSHC determination are contained in a safety evaluation dated June 25, 2010. The NRC staff prepared an environmental assessment (75 FR 36446) and determined that the requested amendment will not have a significant effect on the quality of the human environment.

Attorney for licensee: M. Stanford Blanton, Balch & Bingham, LLP

NRC Branch Chief: Jeffrey Cruz

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NRO-002

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