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FEB 26 1982

50-528

Mr. Myron L. Scott
4341 North 86th Street
Scottsdale, Arizona 85251

Dear Mr. Scott:

In your letter, dated December 16, 1981, to the Nuclear Regulatory Commission (NRC), you provided comments on the Draft Environmental Statement (DES) for the Palo Verde Nuclear Generating Station, Units 1, 2, and 3 (Palo Verde). You also commented on the notice of availability of the DES, the prehearing conference held by the Atomic Safety and Licensing Board (ASLB) on November 18, 1981, and on the meeting held by the subcommittee of the Advisory Committee for Reactor Safeguards (ACRS) on November 23 and 24, 1981.

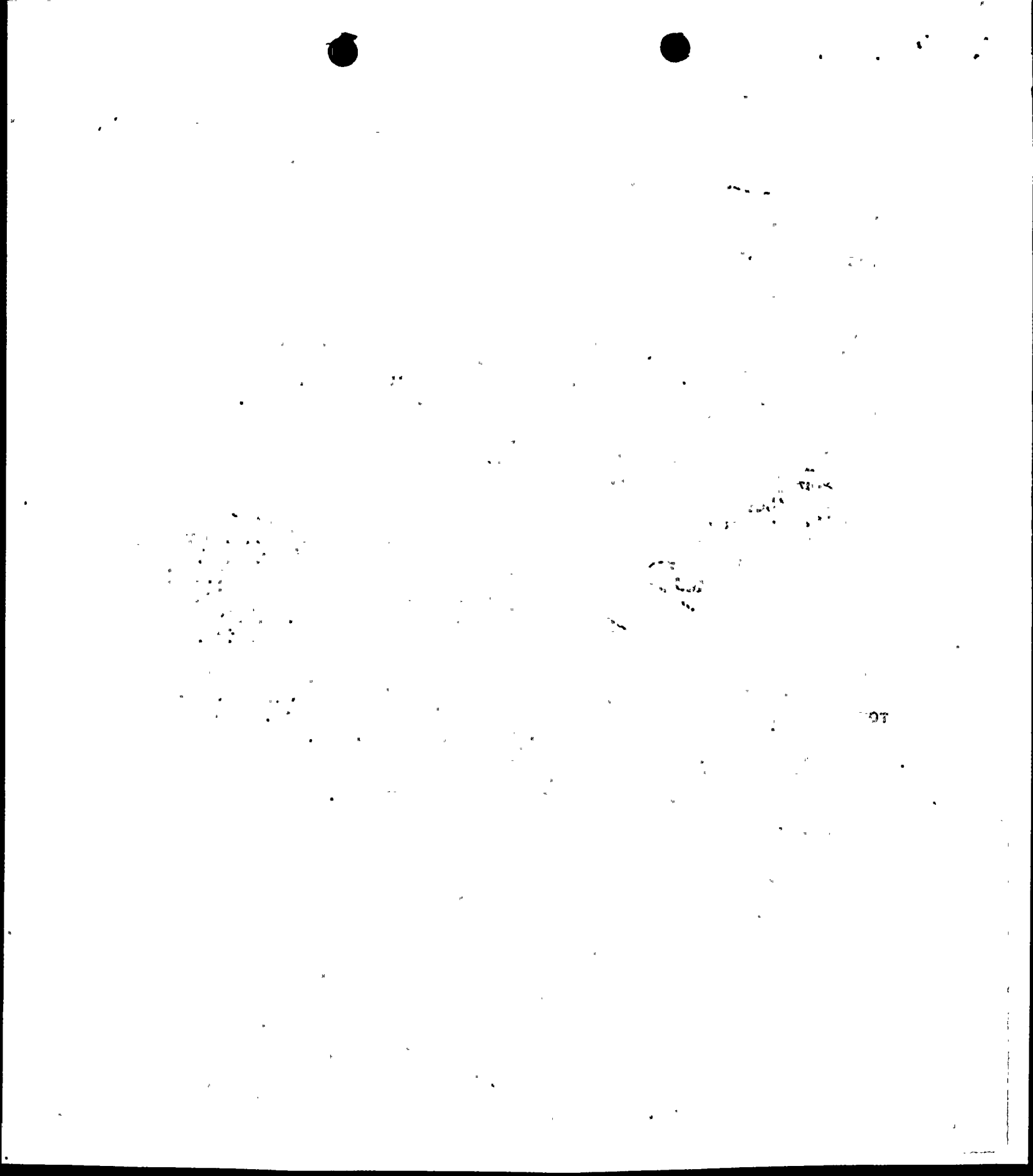
The NRC staff is currently evaluating your comments on the Palo Verde DES. The responses to these comments, and all other comments that have been received on the DES, will be included in the Final Environmental Statement (FES) for Palo Verde which is in preparation. After publication, a copy of the FES will be forwarded to you. The following discussion addresses your other comments concerning the notice of availability of the DES, the prehearing conference and the ACRS subcommittee meeting.

The notice of availability of the Palo Verde DES was not limited to a few sources. The notice was sent to the Office of the Federal Register for publication. Copies of the DES and the Federal Register notice were sent to various Federal, State and local agencies, including the State and regional clearinghouses. In addition, a copy of the DES and the notice were sent to the local Public Document Room located at the Phoenix Public Library, 12 East McDowell Road, Phoenix, Arizona.

With regard to your comment on the November 18, 1981 prehearing conference, at the time the ASLB issued its notice for the prehearing conference, it designated the location as the Federal Building on 230 North First Avenue in Phoenix, but was not able to designate the specific courtroom. Subsequent to the notice, Courtroom 2 (7th floor) was chosen and on the day of the prehearing conference, the building clerk was notified so that he could provide the courtroom location to persons who asked. At the beginning of the prehearing conference, Judge Lazo, Chairman of the ASLB, apologized for this inconvenience.

Prehearing conferences are not evidentiary hearing sessions. These conferences are held prior to the start of an evidentiary hearing to determine the issues in controversy, parties to the hearing, schedules for documents relating to the hearing and other related administrative matters. The November 18, 1981 prehearing conference was held to consider various matters that had arisen since the previous prehearing conference held on December 4, 1980.

Enviro 2



FEB 26 1982

The evidentiary hearing for Palo Verde is tentatively scheduled to start on March 30, 1982. In response to your request, we have advised the Office of the Secretary to place you on the mailing list for all board notices relating to the Palo Verde evidentiary hearing. At hearings, all admitted parties to a proceeding can present testimony and cross-examine on the matters in controversy. During these hearings, the boards have permitted other members of the public to express their views in a limited appearance statement. We expect that the Palo Verde board would permit such expression if any member of the public made a request to the board.

The November 24, 1981 session you referred to was not a hearing but a meeting of a subcommittee of the ACRS. The ACRS is an independent statutory Committee established to advise the NRC on the safety aspects of proposed and existing nuclear facilities. At the subcommittee meeting, Chairman Bender indicated that the subcommittee had not received any requests for public statements when the agenda was in preparation. As you point out in your letter, when members of the public at the meeting indicated that they wanted to express their views, Mr. Bender was cooperative and offered them the opportunity to do so.

The matters that you referred to, such as protection against tornadoes and tornado generated missiles, the adequacy of emergency planning, communication procedures, the design of the spray pond and inspection of welds, are not before the ASLB but are matters which were discussed with the ACRS at the subcommittee meeting. These are matters which are being reviewed by the NRC staff as part of its safety review of Palo Verde. When completed, the results of the staff review will be included in a supplement to the Safety Evaluation Report (SER). As they become available, the SER and its supplements are sent to the local Public Document Room we discussed previously.

We appreciate receiving your views on these matters and are pleased to have had this opportunity to address your comments.

Sincerely,

R. Purple for

Darrell G. Eisenhut, Director
Division of Licensing
Office of Nuclear Reactor Regulation

*SEE PREVIOUS CONCURRENCES

OFFICE	DL:LB#3*	DL:LB#3*	DL:AD/L*	OELD*	DL:DBB DGEisenhut		
SURNAME	EALicitra	b...FJMiraglia	RLTedesco				
DATE	2/24 EAL				2/25/82		

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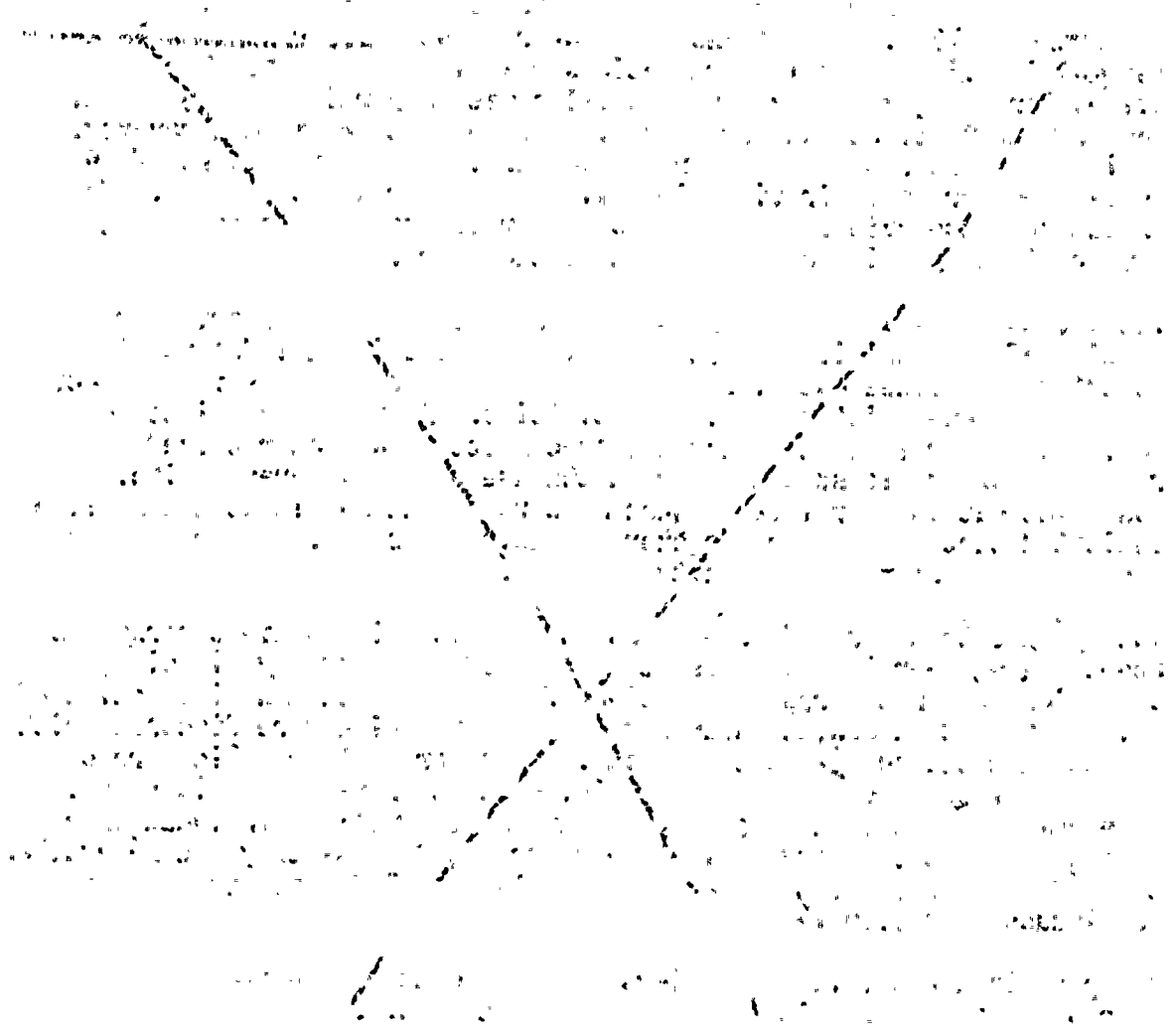
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 Office of Nuclear Reactor Regulation

*SEE PREVIOUS CONCURRENCES

OFFICE	DL:LB#3.*	DL:LB#3.*	DL:AD/L.*	DL:DIR	OELD		
SURNAME	EALicitra:jb	FJMiraglia	RLTedesco	DGEisenhut	<i>Eller</i>		
DATE				2/ /82	2/19/82		



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OFFICE	DL:LB#3	DL:LB#3	DL:LB/L	DL:DIR		
SURNAME	EALicitra:jb	FJMinglia	RLtedesco	DGEisenhut		
DATE	2/11/82	2/11/82	2/11/82	2/ /82		



UNDERSIZED DOCUMENTS

PLEASE REVIEW THE DUE DATE IMMEDIATELY

If the due date does not allow adequate time to respond to this ticket, you may request a revised due date. The request must include a valid justification and be submitted through your correspondence coordinator to the NRR mail room. Such request for green tickets must be made within 3 days after reassignment. Request for revision of yellow ticket due dates may be made, with justification, through the weekly WITS update.

The revised due date, if approved by PPAS, will be used to track division correspondence completion schedules.

