

Dated: April 3, 1978.

JOHN C. HOYLE,
Advisory Committee
Management Officer.

[FR Doc. 78-9242 Filed 4-6-78; 8:45 am]

[7590-01]

[Docket Nos.: 50-452; 50-453]

DETROIT EDISON CO., GREENWOOD ENERGY
CENTER, UNITS 2 AND 3

Order Relative to a Prehearing Conference

The Board's Order of March 28, 1977, entitled "Supplemental Order Concerning Motion to Act Affirmatively on a Petition to Intervene" and the Board's Order of April 21, 1977, entitled "Memorandum Concerning Petition to Intervene" set forth the criteria which had to be furnished in order for the "interest" of Citizens for Employment and Energy (CEE) to be established. After an exchange of correspondence, on January 25, 1978, CEE submitted affidavits of four of its members who have stated that they live near the proposed plant and how their interest would be affected. The Applicant stated on March 22, 1978, that CEE's late-filed petition should be denied. The NRC Staff on March 23, 1978, stated that CEE should be admitted as a party to the proceeding. The Board concurs that "interest" has now been established.

The Board has also considered the extremely late filing of CEE and the position of the other parties. The Board has determined that the NRC Staff's filing of September 3, 1976, correctly analyzed the situation—taking into account the postponement of the facility and the criteria in 10 CFR 2.714 relative to out-of-time filing. The Board concurs with the Staff that mitigating factors warrant the acceptance of the non-timely petition. By letter of November 30, 1977, the Applicant announced the reactivation of Greenwood.

Other than the Staff's reference to one contention, the Board has not had the benefits of the other parties' position on the proposed contentions. In order for the Board and the petitioners to have the position of Applicant and Staff on each contention (as amended), the parties are requested to have the filings in the hands of the Board and petitioner not later than April 21, 1978. The contentions are to be considered *seriatim*.

Take notice, a prehearing conference will commence at 9:30 a.m. (local time) on April 26, 1978, in the 2d Floor Courtroom, Federal Building, 526 Water Street, Port Huron, Mich. It is anticipated that the prehearing will continue on April 27, 1978, since the Board will give the petitioner and the parties an opportunity to comment further on the proposed contentions.

The public is invited to attend. No limited appearance statements will be invited at this prehearing conference but will be called for later at the evidentiary hearing.

It is so ordered.

Dated at Bethesda, Md., this 3d day of April, 1978.

For the Atomic Safety and Licensing Board,

ELIZABETH S. BOWERS,
Chairman.

[FR Doc. 78-9244 Filed 4-6-78; 8:45 am]

[7590-01]



[Docket No. 50-335]

FLORIDA POWER & LIGHT CO.

Issuance of Amendment to Facility Operating
License and Negative Declaration

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 22 to Facility Operating License No. DPR-67, issued to Florida Power & Light Co. (the licensee), which revised the Technical Specifications for operation of the St. Lucie Plant, Unit No. 1 (the facility) located in St. Lucie County, Fla. The amendment is effective as of its date of issuance.

The amendment authorizes replacement of the existing racks in the spent fuel storage pool of the facility with racks of design capable of accommodating up to 728 fuel assemblies. The existing racks have a capacity for storage of 310 fuel assemblies.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Notice of Consideration of Modification to Facility Spent Fuel Storage Pool in connection with this action was published in the FEDERAL REGISTER on September 15, 1977 (42 FR 46427). No request for a hearing or petition for leave to intervene was filed following notice of the proposed action.

The Commission has prepared an environmental impact appraisal for this action and has concluded that an environmental impact statement is not warranted because there will be no environmental impact attributable to the action significantly greater than that which has already been predicted and described in the Commission's Final Environmental Statement for the facility dated June 1973.

For further details with respect to this action, see (1) the application for amendment dated August 31, 1977, as

supplemented December 8 and 19, 1977, and February 8, 1978, (2) Amendment No. 22 to License No. DPR-67, (3) the Commission's related Safety Evaluation, and (4) the Commission's Environmental Impact Appraisal. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C., and at the Indian River Junior College Library, 3209 Virginia Avenue, Ft. Pierce, Fla. A copy of items (2), (3), and (4) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Md., this 29th day of March 1978.

For the Nuclear Regulatory Commission,

ROBERT W. REID,
Chief, Operating Reactors
Branch No. 4, Division of Operating Reactors.

[FR Doc. 78-9245 Filed 4-6-78; 8:45 am]

[7590-01]

[Docket No. 27-39]

NUCLEAR ENGINEERING CO., INC., SHEFFIELD,
ILL. LOW-LEVEL RADIOACTIVE WASTE DISPOSAL SITE

Order Setting Prehearing Conference

Pursuant to 10 CFR section 2.751a, a prehearing conference in this matter will be held on April 24, and 25, 1978, at Room 247, U.S. Post Office and Federal Building, 100 Northeast Monroe Street, Peoria, Ill. 61601, commencing at 9:30 a.m. each day.

All parties to this proceeding, including all intervenors previously granted the right to intervene, are instructed to appear at this prehearing conference, or to be represented by counsel.

The hearing will be transcribed and the public will be permitted to attend this prehearing conference; however, no one who is not a party to the proceeding will be permitted to participate in the prehearing conference.

This prehearing conference is being held for the following purposes:

1. To define with more precision the issues to be considered at the later evidentiary hearing. In this regard all the parties and their counsel are requested to further particularize their statements of contentions so that the Board may be apprised of the contentions of each party. An attempt should be made by the parties to eliminate overlap and duplication of contentions;
2. To establish a schedule for discovery of evidence by the parties;
3. To inquire into the necessity to amend any of the pleadings;
4. To provide for the obtaining of any stipulations and admissions of fact;
5. To provide for the production and authenticity of any documents and requests for depositions or interrogatories;