

MSRA

DOCKET NUMBER
PROD. & UTIL. FAC. 50-295,304

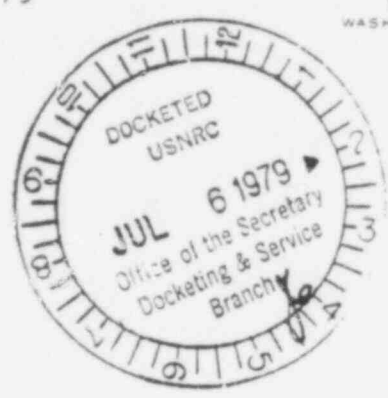
ISHAM, LINCOLN & BEALE
COUNSELORS AT LAW

ONE FIRST NATIONAL PLAZA FORTY-SECOND FLOOR
CHICAGO, ILLINOIS 60603
TELEPHONE 312-558-7500 TELEX 2-5288

July 3, 1979

WASHINGTON OFFICE
1050 17TH STREET, N.W.
SEVENTH FLOOR
WASHINGTON, D. C. 20036
202-833-9730

Ms. Susan Sekuler
Assistant Attorney General
Environmental Control Division
Office of the Attorney General
of the State of Illinois
188 West Randolph Street
Chicago, Illinois 60601



Dear Ms. Sekuler:

This letter is to confirm the agreement in principle we reached in respect of contention 2(n) at the spent fuel hearings in Zion in June. Should the Board authorize the requested replacement of storage racks in the Zion spent fuel pool, Commonwealth Edison will follow the practices and controls for limiting occupational exposure described in the affidavit of John P. Leider, attached to Applicant's Motion for Summary Disposition dated January 9, 1979. The Nuclear Regulatory Commission has indicated that it will review and enforce the commitments made by Commonwealth Edison during these proceedings. Nevertheless, to provide additional assurance that occupational exposures will be maintained As Low As Reasonably Achievable ("ALARA") during the proposed reracking, Commonwealth Edison will:

- (1) invite the State's designated representative, who shall be an employee of an appropriate State agency such as the Illinois Department of Public Health, to observe the rack replacement operation; and
- (2) provide your office with a report summarizing the occupational exposures experienced during the job.

Because the commitments and reviews outlined above should ensure that occupational doses will be ALARA, the State will not urge the Licensing Board to impose additional technical specifications dealing with this subject.

7908150056

686032

Ms. Susan Sekuler

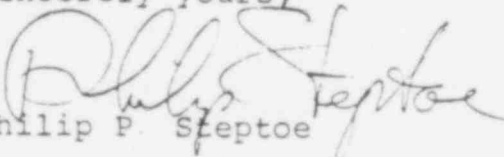
-2-

July 3, 1979

By entering this agreement the State does not withdraw or waive any other contention or objection which it has raised or will raise in respect of the proposed rack replacement. The agreement only relates to the occupational exposure issue if the Board grants Commonwealth Edison Company's application to replace the racks in the Zion spent fuel pool.

I am authorized to state that the NRC Staff has no objection to this arrangement. If this letter accurately reflects our agreement, please sign the original and return it to me. I will submit it to the Board as an attachment to Applicant's proposed findings of fact.

Sincerely yours,


Philip P. Steptoe

PPS/kb

CC: Service List

Assistant Attorney General

686033