



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

JUN 18 1979

Mr. Steve A. J. Bukaty
Blake & Uhlig
374 New Brotherhood Building
Kansas City, Kansas 66101

Dear Mr. Bukaty:

This letter is to acknowledge receipt of your petition for an order directed to Kansas Gas & Electric Company to show cause why construction work should not be suspended at the Wolf Creek Generating Station and the construction permit not be revoked.

Your request for action is similar to ones received from other Kansas citizens and groups. Because of this similarity, your petition has been consolidated with that received from Critical Mass Energy Project and others for consideration under 10 CFR 2.206 of the Commission's regulations, and appropriate action will be taken within a reasonable time. A separate Federal Register Notice will not be made because of the consolidation.

Notice of these petitions may be found in 44 Federal Register 6535 (February 1, 1979). Another petition filed by the Mid-America Coalition for Energy Alternatives may be found in 44 Federal Register 10445 (February 20, 1979). Copies of the petitions are available for inspection in the local public document room in the Coffey County Courthouse, Burlington, Kansas 66839. Enclosed are copies of the Federal Register Notices.

Sincerely,

A handwritten signature in cursive script, appearing to read "Victor Stello, Jr.", written in dark ink.

Victor Stello, Jr.
Director
Office of Inspection
and Enforcement

Enclosures:
(See next page)

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Mr. Steve A. J. Bukaty

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Enclosures:

1. Notice in Federal Register,
Vol 44, No. 23 at 6535,
February 1, 1979
2. Notice in Federal Register,
Vol 44, No. 35 at 10445,
February 20, 1979

446 268

[Docket No. 50-482]

KANSAS GAS & ELECTRIC CO. (WOLF CREEK UNIT I)

Request for Enforcement Action To Revoke Construction Permit of Kansas Gas & Electric Co. for Wolf Creek Unit I

Notice is hereby given that by letter dated December 27, 1978, the Critical Mass Energy Project requested that the Commission revoke the construction permit of the Kansas Gas & Electric Company for Wolf Creek Unit I. The Critical Mass Energy Project requests revocation of the construction permit until the licensee takes appropriate remedial action for alleged deficiencies in the quality assurance and quality control mechanisms at the reactor site. They also requested the Commission to take appropriate enforcement action for an alleged delay in reporting deficiencies in the strength of concrete at the site to the Commission. They further requested the Commission to evaluate the capabilities of its Region IV inspection program.

The Commission has also received petitions from Wanda Clansky, Marvin Dawson, Tom Wheeler, Janet Skiles, David McCullough, Kaye Yoder, Ferdinand H. Burmeister, Ivonne S. Burmeister and James E. Mason, on behalf of Kansans for Sensible Energy, all residents of Kansas, requesting the Commission to halt construction of Wolf Creek Unit I because of alleged deficiencies in the concrete in the reactor base mat.

Because of their similar nature, all of the above requests are being consolidated for consideration. They are being treated under 10 CFR 2.206 of the Commission's regulations, and accordingly, action will be taken on the requests within a reasonable time.

Copies of these requests are available for inspection in the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C. 20555, and at the local public document room for the Wolf Creek plant located near Burlington, Kansas.

Dated at Bethesda, Maryland this 25th day of January, 1979.

For the Nuclear Regulatory Commission.

JOHN G. DAVIS, Acting Director, Office of Inspection and Enforcement.

[FR Doc. 79-3468 Filed 1-31-79; 8:45 am]

[Docket No. 50-344]

PORTLAND GENERAL ELECTRIC CO., ET AL (TROJAN NUCLEAR PLANT)

(Proposed Amendment to Facility Operating License NPF-1 To Permit Storage Pool Modification; Order

JANUARY 25, 1979.

Oral argument on the appeals of Susan M. Garrett (pro se and on behalf of the Coalition for Safe Power) and the State of Oregon from the October 5, 1978 initial decision of the Licensing Board in this license amendment proceeding will be heard at 9:30 a.m. on Thursday, February 15, 1979 in the United States Courthouse, 620 S.W. Main Street, Portland, Oregon. The specific courtroom has not as yet been assigned. That information can be obtained in the Clerk's Office (Room 606) by counsel and other representatives of the parties at 9 o'clock on the morning of the argument.

Ms. Garrett and Oregon will be heard first in that order; each is allotted 40 minutes for the presentation of argument. The licensee and the NRC staff will then be heard in that order; each of those parties is similarly allotted 40 minutes for argument. In preparing for argument, the parties may assume that the members of the Board will be fully familiar with the decision of the Licensing Board and the contents of the briefs filed in connection with the appeal.

The Secretary to this Board should be notified, by letter mailed no later than February 7, of the names of the counsel or other representative who will present argument on behalf of each party.

It is so Ordered.

For the Appeal Board

MARGARET E. DU FLO, Secretary to the Appeal Board.

[FR Doc. 79-3469 Filed 1-31-79; 8:45 am]

REGULATORY GUIDE

Notice of Withdrawal

The Nuclear Regulatory Commission staff has withdrawn Regulatory Guide 3.36, "Nondestructive Examination of Tubular Products for Use in Fuel Reprocessing Plants and in Plutonium Processing and Fuel Fabrication Plants," which was issued for comment in August 1975. This guide applies the guidelines for the nondestructive examination of tubular products in Section III of the ASME Boiler and Pressure Vessel Code, suitably supplemented, to tubular products for use in safety-related structures, systems,

and components of fuel reprocessing plants and plutonium processing and fuel fabrication plants. The ASME Code now includes requirements equivalent to the supplemental recommendations of this guide. In addition, the NRC staff believes that matters of this type, for which adequate rules are found in the ASME Code, are best dealt with by proper application of Code rules on a case-by-case basis.

Regulatory guides are developed to describe and make available to the public methods acceptable to the NRC staff for implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems. Guides may be withdrawn when they are superseded by the Commission's regulations, when equivalent recommendations have been incorporated in applicable approved codes and standards, or when changes in methods and techniques or in the need for specific guidance have made such guides obsolete.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland this 24th day of January 1979.

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE, Director, Office of Standards Development.

[FR Doc. 79-3471 Filed 1-31-79; 8:45 am]

[License No. DPR-43; Docket No. 50-305]

WISCONSIN PUBLIC SERVICE CORP. ET AL

Increase Spent Fuel Storage Capacity; Order Convening Hearing

JANUARY 25, 1979.

In the matter of Wisconsin Public Service Corporation, Wisconsin Power and Light Company, and Madison Gas and Electric Company (Kewaunee Nuclear Power Plant).

The Atomic Safety and Licensing Board on July 12, 1978, issued a "Notice of Hearing on Amendment to Facility Operating License" to consider the request of Wisconsin Public Service Corporation, et al., for an amendment to Facility Operating License No. DPR-43 which currently authorizes licensees to possess, use and operate the Kewaunee Nuclear Power Plant located in Kewaunee, Wisconsin. The proposed amendment would allow modification to the spent fuel storage pool to increase the spent fuel storage capacity at the Kewaunee facility in accordance with Licensees' application for amendment dated November 14, 1977.

143 FR 21077 (published July 19, 1978).

Georgia Power Company, Oglethorpe Electric Membership Corporation, Municipal Electric Association of Georgia, and the City of Dalton, Georgia, which revised Technical Specifications for operation of the Edwin L. Hatch Unit No. 1 (the facility) located in Appling County, Georgia. The amendment is effective as of its date of issuance.

The amendment deletes the requirement for trip of the High Pressure Coolant Injection (HPCI) and Reactor Core Isolated Cooling (RCIC) steam line isolation valves upon a high differential temperature condition between the inlet and outlet ventilation air of the HPCI and RCIC pump rooms.

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. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR § 51.5(d)(4) an environmental impact statement, or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated January 19, 1979, (2) Amendment No. 63 to License No. DPR 57, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Appling County Public Library, Parker Street, Baxley, Georgia 31513. A copy of items (2) and (3) 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, Maryland, this 9th day of February 1979.

For the Nuclear Regulatory Commission.

THOMAS A. IFFOLTO,
Chief, Operating Reactors
Branch No. 1, Division of Operating Reactors.

CFR Doc. 79-8228 Filed 2-16-79; 8:45 am

[7590-01-M]

[Docket No. 50-482]

KANSAS GAS & ELECTRIC CO. AND KANSAS CITY POWER & LIGHT CO. (WOLF CREEK NUCLEAR GENERATING STATION, UNIT NO. 1)

Request for Suspension of the Construction Permit of Kansas Gas & Electric Co., Kansas City Power & Light Co. for Wolf Creek Unit No. 1

Notice is hereby given that by letter dated January 11, 1979, the Mid-America Coalition for Energy Alternatives requested that the Commission suspend the construction permit for Wolf Creek Nuclear Generating Station, Unit 1. The Mid-America Coalition for Energy Alternatives requests the Commission to suspend the construction permit pursuant to its authority under 10 CFR 50.100. The request is based on the alleged lack of quality assurance not only in the cited example of safety-related concrete construction, but in all construction activity at the site. Reference is made to the fact that on one occasion the Office of Inspection and Enforcement made specific recommendations for overall quality assurance and quality control improvement. MACEA then asserts there has been a failure on the part of the licensee to build the plant in the required manner.

This request is being treated under 10 CFR 2.206 of the Commission's regulations, and accordingly, action will be taken on the request within a reasonable time.

Copies of this request are available for inspection in the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555, and at the local public document room for the Wolf Creek plant located near Burlington, Kansas.

Dated at Bethesda, Maryland this 8th day of February, 1979.

For the Nuclear Regulatory Commission.

JOHN G. DAVIS,
Acting Director, Office of
Inspection and Enforcement.

CFR Doc. 79-8229 Filed 2-16-79; 8:45 am

[7590-01-M]

[Docket No. 50-34]

PORTLAND GENERAL ELECTRIC CO., ET AL
Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 38 to Facility Operating License No. NPP-1 issued to Portland General Electric Company, the City of Eugene, Oregon, and Pacific

Power and Light Company which revised Technical Specifications for operation of the Trojan Nuclear Plant (the facility), located in Columbia County, Oregon. The amendment is effective as of its date of issuance.

This amendment revises the surveillance testing program for the auxiliary feedwater pumps and clarifies the testing requirement for the control room emergency ventilation system.

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. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated March 13, 1978, (2) Amendment No. 38 to License No. NPP-1 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555, and at the Columbia County Courthouse, Law Library, Circuit Court Room, St. Helens, Oregon 97051. A copy of items (2) and (3) 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, Maryland, this 12th day of February, 1979.

For the Nuclear Regulatory Commission.

A. SCHWENKER,
Chief, Operating Reactors
Branch No. 1, Division of Operating Reactors.

CFR Doc. 79-8230 Filed 2-16-79; 8:45 am