

UNITED STATES NUCLEAR REGULATORY COMMISSION

DOCKET NO. 50-346
THE TOLEDO EDISON COMPANY
AND

THE CLEVELAND ELECTRIC ILLUMINATING COMPANY

NOTICE OF GRANTING OF RELIEF FROM ASME SECTION XI
INSERVICE INSPECTION (TESTING) REQUIREMENTS

The U. S. Nuclear Regulatory Commission (the Commission) has granted relief from certain requirements of the ASME Code, Section XI, "Rules for Inservice Inspection of Nuclear Power Plant Components" to the Toledo Edison Company and the Cleveland Electric Illuminating Company. The relief relates to the inservice inspection (testing) program for the Davis Besse Nuclear Power Station, Unit 1, located in Ottawa County, Ohio. The ASME Code requirements are incorporated by reference into the Commission's regulations in 10 CFR Part 50. The relief is effective as of its date of issuance.

The relief is granted, on an interim basis, pending completion of our detailed review, from those inservice inspection and testing requirements of the ASME Code that the licensee has determined to be impractical within the limitations of design, geometry, and materials of construction of components, because compliance would result in hardships and unusual difficulties without a compensating increase in the level of quality or safety.

The request for relief complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's

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regulations. The Commission has made appropriate findings as required by the Act and the Commission's regulations in 10 CFR Chapter I, which are set forth in the letter granting relief. Prior public notice of this action was not required since the granting of this relief from ASME Code requirements does not involve a significant hazards consideration.

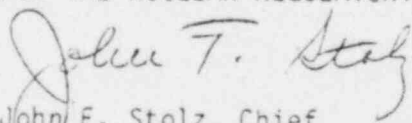
The Commission has determined that the granting of this relief will not result in any significant environmental impact and that pursuant to 10 CFR §51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with this action.

For further details with respect to this action, see (1) the requests for relief dated June 27, 1977 and November 22, 1977 and (2) the Commission's letter to the licensee dated April 22, 1977.

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 Ida Rupp Public Library, 310 Madison Street, Port Clinton, Ohio 43452. A copy of items (1) and (2) may be obtained upon request addressed to the U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Director, Division of Project Management.

Dated at Bethesda, Maryland, this 19th day of October, 1978.

FOR THE NUCLEAR REGULATORY COMMISSION


John F. Stolz, Chief
Light Water Reactors Branch No. 1
Division of Project Management