

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)

Docket No. 50-382

LOUISIANA POWER & LIGHT COMPANY)
(Waterford Steam Electric Station,)
Unit 3))

NOTICE OF RECEIPT OF APPLICATION FOR FACILITY OPERATING LICENSE;
NOTICE OF AVAILABILITY OF APPLICANT'S ENVIRONMENTAL REPORT;
NOTICE OF CONSIDERATION OF ISSUANCE OF FACILITY OPERATING LICENSE;
AND NOTICE OF OPPORTUNITY FOR HEARING

Notice is hereby given that the Nuclear Regulatory Commission (the Commission) has received an application for a facility operating license from Louisiana Power & Light Company (the applicant) to possess, use, and operate the Waterford Steam Electric Station, Unit 3, a pressurized water nuclear reactor (the facility), located on the applicant's site in St. Charles Parish, Louisiana. The reactor is designed to operate at a core power level of 3390 megawatts thermal, with an equivalent net electrical output of approximately 1104 megawatts.

The applicant has also filed an environmental report, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in 10 CFR Part 51. The report, which discusses environmental considerations related to the proposed operation of the facility, is being made available at the Office of State Clearinghouse, Department of Urban and Community Affairs, P. O. Box 44455, Capitol Station, Baton Rouge, Louisiana 70804, and at the Teche Regional Clearinghouse, c/o South Central Planning and Development Commission, P. O. Box 846, Thibodaux, Louisiana 70301.

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After the environmental report has been analyzed by the Commission's staff, a draft environmental statement will be prepared. Upon preparation of the draft environmental statement, the Commission will cause to be published, in the FEDERAL REGISTER, a notice of availability of the draft statement, requesting comments on the draft statement from interested people. The notice will also contain a statement to the effect that any comments of Federal agencies and of State or local officials will be made available when received. The draft environmental statement will focus only on those matters that differ from those previously discussed in the final environmental statement that was prepared in connection with the issuance of the construction permit. Upon consideration of comments submitted with respect to the draft environmental statement, the Commission's staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

The Commission will consider the issuance of a facility operating license to Louisiana Power and Light Company which would authorize the applicant to possess, use and operate the Waterford Steam Electric Station, Unit 3, in accordance with the provisions of the license and the technical specifications appended thereto, upon: (1) the completion of a favorable safety evaluation of the application by the Commission's staff; (2) the completion of the environmental review required by the Commission's regulations in 10 CFR Part 51; (3) the receipt of a report on the applicant's application for a facility operating license by the

Advisory Committee on Reactor Safeguards; and (4) a finding by the Commission that the application for the facility license, as amended, complies with the requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations in 10 CFR Chapter 1. Construction of the facility was authorized by Construction Permit No. CPPR-103, issued by the Commission on November 14, 1974. Construction of Unit 3 is anticipated to be completed by May 1981.

Prior to issuance of any operating license, the Commission will inspect the facility to determine whether it has been constructed in accordance with the application, as amended, and the provisions of the construction permit. In addition, the license will not be issued until the Commission has made the findings reflecting its review of the application under the Act, which will be set forth in the proposed license, and has concluded that the issuance of the license will not be inimical to the common defense and security or to the health and safety of the public. Upon issuance of the license, the applicant will be required to execute an indemnity agreement as required by Section 170 of the Act and 10 CFR Part 140 of the Commission's regulations.

By February 1, 1979, the applicant may file a request for a hearing with respect to issuance of the facility operating license and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions for leave to

intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission, or an Atomic Safety and Licensing Board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition, and the Secretary of the Commission, or the designated Atomic Safety and Licensing Board, will issue a notice of hearing or an appropriate order.

As required by 10 CFR Section 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order that may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Anyone who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, the petitioner shall file a supplement to the petition to intervene. The petition must include a list of contentions that are sought to be litigated in the matter, and the bases for each contention, all set forth with reasonable specificity. A petitioner who fails to file such a supplement that satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, or may be delivered to the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C., by February 1, 1979. A copy of the petition should also be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C., 20555, and to Mr. E. Blake, Shaw, Pittman, Potts and Trowbridge, 1800 M Street, N. W., Washington, D. C. 20036, attorney for the applicant. Any questions or requests for additional information regarding the content of this notice should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

Non-timely filings of petitions for leave to intervene, amended petitions, supplemental petitions and requests for hearing will not be entertained without a determination by the Commission, the presiding officer, or the Atomic Safety and Licensing Board designated to rule on the petition or request, that the petitioner has made a substantial showing of good cause for the granting of a late petition or request. That determination will be based upon a balancing of the factors specified in 10 CFR Section 2.714 (a)(1)(i)-(v) and Section 2.714(d).

For further details, see the application for the facility operating license and the applicant's environmental report, both transmitted by letter dated December 15, 1978, all of which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C., and at the University of New Orleans Library, Louisiana Collection, Lakefront, New Orleans, Louisiana 70122. As they become available, the following documents may be inspected at the above locations: (1) the safety evaluation report prepared by the Commission's staff; (2) the draft environmental statement; (3) the final environmental statement; (4) the report of the Advisory Committee on Reactor Safeguards on the application for facility operating license; (5) the proposed facility operating license; and (6) the technical specifications, which will be attached to the proposed facility operating license.

Copies of the proposed operating license and the Advisory Committee on Reactor Safeguards report, when available, may be obtained by request to the Director, Division of Project Management, Office of Nuclear Reactor Regulation, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555. Copies of the Commission's staff safety evaluation report and final environmental statement, when available, may be purchased at current rates, from the National Technical Information Service, U. S. Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161.

FOR THE NUCLEAR REGULATORY COMMISSION

Robert L. Baer

Robert L. Baer, Chief
Light Water Reactors
Branch No. 2
Division of Project Management
Office of Nuclear Reactor Regulation

Dated at Bethesda, Maryland
this 19th day of December, 1978

NOTICE OF OPPORTUNITY FOR PUBLIC PARTICIPATION
IN PROPOSED NRC LICENSING ACTION FOR LOUISIANA POWER & LIGHT COMPANY'S
WATERFORD STEAM ELECTRIC STATION, UNIT NO. 3

The United States Nuclear Regulatory Commission is giving public notice that it is considering issuance of an operating license to Louisiana Power & Light Company for operation of the Waterford Steam Electric Station, Unit No. 3 located in St. Charles Parish, Louisiana.

The notice provides that within 30 days after publication of notice in the FEDERAL REGISTER on January 2, 1979, any member of the public whose interest may be affected by the proceeding may file a request for a public hearing in the form of a petition for leave to intervene with respect to whether an operating license should be issued.

Petitions for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Such petitions must be filed in accordance with the above-referenced FEDERAL REGISTER Notice and must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, by February 1, 1979. A copy of the petition and/or request for hearing should be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to Mr. E. Blake, Shaw, Pittman, Potts and Trowbridge, 1800 M Street, N. W., Washington, D. C. 20036, attorney for the applicant. Any questions or requests for additional information regarding the content of this notice

should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, the petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each.

All petitions will be acted upon by the Commission or the Licensing Board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, that person becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, that person may present evidence and cross-examine witnesses.

A copy of the FEDERAL REGISTER Notice is available for public inspection at the University of New Orleans Library, Louisiana Collection, Lakefront, New Orleans, Louisiana 70122 between the hours of 8:00 a.m. and 8:00 p.m. Monday through Thursday, 8:00 a.m. and 5:00 p.m. on Friday, and 1:00 p.m. and 6:00 p.m. on Saturday. The Commission has arranged for other documents and correspondence relating to the licensing of this facility to be kept at the same location.