

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD



Charles Bechhoefer, Chairman
Dr. Frank F. Hooper
Glenn O. Bright

In the Matter of)
CINCINNATI GAS & ELECTRIC) Docket No. 50-358 OL
COMPANY, ET AL.)
(William H. Zimmer Nuclear Station))

MEMORANDUM AND ORDER
ADMITTING CLERMONT COUNTY,
OHIO, PURSUANT TO 10 CFR §2.715(c)
(June 11, 1980)

On May 12, 1980, Clermont County, Ohio, filed a petition to participate in this operating license proceeding as an "interested *** county", pursuant to 10 CFR §2.715(c). The County describes itself as "a political subdivision in the State of Ohio having the greatest concentration of population within the ten mile radius of the proposed Zimmer Nuclear Power Station". It states that its principal concern is the adequacy of emergency evacuation and monitoring in areas of the County within 10 miles of the facility.

The NRC Staff recommends that the petition be granted, and the Applicants do not oppose it (although they express the hope that their ongoing discussions with the County will obviate the need for its participation). Both the Staff and Applicants would require the County to "take the proceeding as it finds it" and would preclude the County from seeking to litigate issues on which hearing is complete.

DS02
5011


G

8006180 272

We note that hearings on the matters of Clermont County's primary concern--emergency planning (including evacuation) and radiological monitoring--have not yet been held. Subject to the County's taking the proceeding as it finds it, and subject to its not seeking to relitigate issues on which hearing is complete, Clermont County's petition to participate pursuant to 10 CFR §2.715(c) is granted.

IT IS SO ORDERED.

FOR THE ATOMIC SAFETY AND
LICENSING BOARD


Charles Bechhoefer, Chairman

Dated at Bethesda, Maryland
this 11th day of June 1980.