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UNITED STATES OF AMERICA
OFFICE OF ADMINISTRATION
U.S. NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

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October 27, 1989

54FR40221
9/29/89

In the Matter of)
Florida Power Corporation)
Crystal River Unit 3)
-----)

Docket No.: 50-302

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PUBLIC COMMENTS TO FEDERAL REGISTER NOTICE 40221 VOL 54 NO. 188

COMES NOW, the Nuclear Energy Accountability Project (NEAP) and Thomas J. Saporito, Jr., (hereinafter Petitioners), and state for the record their objections to approval of the Licensee's amendment request for Facility Operating License DPR-72. Petitioners assert that granting this amendment request would provide for the operation of the facility outside of 10 CFR 50.92 which requires that the operation of the facility would not:

- (1) involve a significant increase in the probability or consequences of an accident previously evaluated;
- (2) create the possibility of a new or different kind of accident from any accident previously evaluated;
- (3) involve a significant reduction in a margin of safety.

In regard to the first criterion, the proposed changes would involve a significant increase in the probability or consequences of an accident previously analyzed because the amendment would eliminate the need to test the diesel generator in the 30-minute rating. Therefore, the diesel generators could not be expected to be able to perform their intended function for the remainder of the

fuel cycle because the 30-minute test is the means by which the Licensee assures that the generator will operate fully loaded.

In regard to the second criterion, Petitioners concur that the proposed changes would not create the possibility of a new or different kind of accident from any accident previously evaluated.

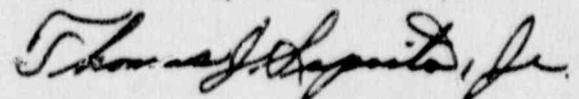
In regard to the third criterion, the proposed change would involve a significant reduction in a margin of safety. Petitioners maintain that any reduction is significant because the diesel generators can not be expected to carry their engineered safeguards loads if proper testing to assure this capability of the generators is not performed as currently delineated in the facility operating license.

Finally, Petitioners assert here that it is a simple matter of common sense that the Licensee's request to not perform required testing of their diesel generators would not provide reasonable assurance that the facility could be operated safely and in full compliance with NRC requirements.

In the interest of public safety, Petitioners request that the Licensee's amendment request be denied in whole.

cc: Oscar DeMiranda, NRC RIT
Public Citizen/Critical Mass
Center/Nuclear Responsibility

Respectfully submitted,



Thomas J. Saporito, Jr.
Executive Director, NEAP