

UNITED STATES OF AMERICA  
ATOMIC ENERGY COMMISSION

In the Matter of	)	
	)	
SACRAMENTO MUNICIPAL UTILITY	)	Docket No. 50-312
DISTRICT	)	
(Rancho Seco Unit 1)	)	

NOTICE OF HEARING ON A FACILITY OPERATING  
LICENSE

Pursuant to the Atomic Energy Act of 1954, as amended (the Act), and the regulations in Title 10, Code of Federal Regulations, Part 50, "Licensing of Production and Utilization Facilities," and Part 2, "Rules of Practice," notice is hereby given that a hearing will be held at a time and place to be set in the future by an Atomic Safety and Licensing Board, to begin in or in the vicinity of Sacramento, Calif., to consider the application filed under § 104(b) of the Act by the Sacramento Municipal Utility District (applicant) for a facility operating license which would authorize the operation of a pressurized water nuclear reactor (the facility), identified as the Rancho Seco Nuclear Generating Station, Unit 1, at steady state power

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levels not to exceed 2772 megawatts thermal, at the Applicant's site in Sacramento County, California. The hearing will be conducted by an Atomic Safety and Licensing Board (Board) designated by the Chairman of the Atomic Safety and Licensing Board Panel, consisting of John B. Farmakides, Esq., Chairman, Dr. Clark Goodman, member, and Dr. J. V. Leeds, member. Dr. Paul W. Purdom has been designated a technically qualified alternate, and Hugh K. Clark, esq. has been designated as an alternate qualified in the conduct of administrative proceedings.

Construction of the facility was authorized by Construction Permit No. CPPR-56 issued by the Atomic Energy Commission (Commission) on October 11, 1968.

On October 18, 1972, a "Notice of Consideration of Issuance of Facility Operating License and Notice of Opportunity for Hearing" in the above matter appeared in the Federal Register (37 F.R. 22012). The notice advised that, within 30 days from the date of publication, "any person whose interest may be affected by this proceeding may file a petition for leave to intervene with respect to the issuance of the facility operating license."

As set forth in a Memorandum and Order on this matter dated February 23, 1973, the Atomic Safety and Licensing Board designated to rule on petitions has determined that the petition filed by Dick Gregory, et al., satisfies the requirements of the Commission's regulations and that a hearing will be held.

A prehearing conference, or conferences, will be held by the Licensing Board, at date(s) and place(s) to be set by it, to consider pertinent matters, including specification of the issues to be considered at the evidentiary hearing, in accordance with the Commission's "Rules of Practice" 10 CFR Part 2. Notices as to the dates and places of the prehearing conference(s) and the evidentiary hearing will be published in the Federal Register.

The instant facility is subject to the provisions of Section C.3. of Appendix D to 10 CFR Part 50, which sets forth procedures applicable to review of environmental considerations for production and utilization facilities for which construction permits were issued prior to January 1, 1970.

Depending on the resolution of the issues specified by the Licensing Board, authorization for issuance of the operating license may be granted or denied, or the license may be authorized as appropriately conditioned. An operating license would be issued only after appropriate findings are made by the Director of Regulation on the matters set forth below which are not embraced by the Board's decision (and upon compliance with the applicable provisions of Appendix D to 10 CFR Part 50 dealt with above):

1. Whether construction of the facility has been substantially completed in conformity with the construction permit and the application, as amended, the provisions of the Act, and the rules and regulations of the Commission.
2. Whether the facility will operate in conformity with the application, as amended, the provisions of the Act, and the rules and regulations of the Commission.

3. Whether there is reasonable assurance (i) that the activities authorized by the operating license can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the regulations of the Commission.
4. Whether the applicant is technically and financially qualified to engage in the activities authorized by the operating license in accordance with the regulations of the Commission.
5. Whether the applicable provisions of 10 CFR Part 150, "Financial Protection Requirements and Indemnity Agreements," of the Commission's regulations have been satisfied.
6. Whether the issuance of the license will be inimical to the common defense and security or to the health and safety of the public.

Any person who wishes to make an oral or written statement in this proceeding but who has not filed a

petition for leave to intervene as noted above, may request permission to make a limited appearance pursuant to the provisions of 10 CFR § 2.715 of the Commission's Rules of Practice. Limited appearances will be permitted at the time of the hearing in the discretion of the Licensing Board, within such limits and on such conditions as may be fixed by it. Persons desiring to make a limited appearance are requested to inform the Secretary of the Commission, United States Atomic Energy Commission, Washington, D.C., 20545, not later than thirty (30) days from the date of publication of this notice in the Federal Register. A person permitted to make a limited appearance does not become a party, but may state his position and raise questions which he would like to have answered to the extent that the questions are within the scope of the hearing. A member of the public does not have the right to participate unless he has been granted the right to intervene as a party or the right of limited appearance.

An answer to this notice, pursuant to the provisions of 10 CFR § 2.705 of the Commission's Rules of Practice,

must be filed by the parties to this proceeding (other than the regulatory staff) not later than twenty (20) days from the date of publication of this notice in the Federal Register.

Papers required to be filed in this proceeding may be filed by mail or telegram addressed to the Secretary of the Commission, United States Atomic Energy Commission Washington, D. C. 20545, ATTENTION: Chief, Public Proceedings Staff, or may be filed by delivery to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D. C.

For further details pertinent to the matters under consideration, see the application for the facility operating license dated April 4, 1971, as amended, the Applicant's Environmental Report dated May 18, 1971, and supplements thereto, and the Commission's draft detailed statement on environmental considerations pursuant to 10 CFR Part 50 dated October 1972, which are available for public inspection at the Commission's Public Document

Room, 1717 H Street, N.W., Washington, D. C. and at the Sacramento City County Library, 828 I Street, Sacramento, California 95814. As they become available, the following documents also will be available at the above locations: (1) the safety evaluation prepared by the Directorate of Licensing; (2) the Commission's final detailed statement on environmental considerations; (3) the report of the Advisory Committee on Reactor Safeguards on the application for facility operating licenses; (4) the proposed facility operating licenses; and (5) the proposed technical specifications, which will be attached to the proposed facility operating licenses. To the extent of supply, copies of items (1), (2), (3), and (4) will be furnished upon request to Deputy Director for Reactor Projects, Directorate of Licensing, U. S. Atomic Energy Commission, Washington, D. C. 20545.

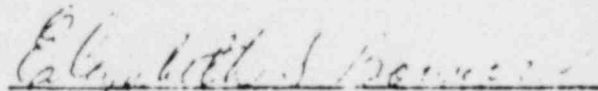
Pending further order of the Licensing Board, parties are required to file pursuant to the provisions of 10 CFR § 2.708 of the Commission's Rules of Practice, an original



and twenty conformed copies of each such paper with the Commission.

IT IS SO ORDERED.

THE ATOMIC SAFETY AND  
LICENSING BOARD

  
Elizabeth S. Bowers, Chairman

Issued at Washington, D. C.

this 23rd day of February 1973