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Docket No. 50-335

Dr. Robert E. Uhrig
Vice President
Advanced Systems & Technology
Florida Power & Light Company
P. O. Box 529100
Miami, Florida 33152



Dear Dr. Uhrig:

The Commission has issued the enclosed Amendment No. 50 to Facility Operating License No. DPR-67 for St. Lucie Unit No. 1. The amendment consists of changes to the Technical Specifications in response to your applications dated October 27, 1980 and March 12, 1981.

The amendment pertains to the Environmental Technical Specifications (Appendix B to the Facility Operating License). The amendment (1) deletes all water quality requirements, (2) allows termination and deletion of endangered sea turtle programs, (3) changes and deletes organization titles in the section on administrative controls, and (4) makes minor revisions to locations of sample collection sites for the radiological monitoring program. The amendment also divides Appendix B Technical Specifications into two parts: Part I- Radiological Environmental Technical Specifications, and Part II - Environmental Protection Plan (Non-radiological) Technical Specifications.

Your basis for the requested deletion of water quality limits and monitoring programs is that these aquatic requirements are now under the jurisdiction of the U. S. Environmental Protection Agency as established by the Atomic Safety and Licensing Appeal Board's ruling on December 27, 1978 (Yellow Creek), ALAB-515). The NRC has taken the position that water quality conditions in existing reactor operating licenses should be removed as a matter of law where the licensee holds, as you do, an effective National Pollutant Discharge Elimination System (NPDES) permit. In place of such requirements, an Environmental Protection Plan (EPP) has been adopted in a standard format for all new plants, and existing plants on a case-by-case basis. The EPP is designed to keep the NRC aware of environmental effects of plant operation, while recognizing that the regulation of non-radiological aspects of aquatic matters lies with the appropriate NPDES permitting agency.

We concur in the deletion of the aquatic requirements and will rely on the NPDES permit system which is administered by the U. S. Environmental Protection Agency (EPA) for regulation and protection of the aquatic environment. We have informed the EPA of our action and it has voiced no objections to the deletion of these water quality requirements.

OFFICE	License Condition 2.F.2 which, in conjunction with your Appendix B Technical Specifications, specified these aquatic requirements can also be deleted.				
SURNAME					
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NRC FORM	PDR	ADOCK	05000335	PDR	

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We have determined that the deletion of these water quality requirements is a ministerial action required as a matter of law and that therefore no environmental impact statement or environmental impact appraisal and negative declaration need be prepared in connection with this action.

The acceptability of the termination and deletion of the endangered sea turtle programs is addressed in the enclosed Environmental Impact Appraisal (EIA). Special Condition 6.1 of your Appendix B Technical Specifications before this amendment, which required maintenance of a light screen, is now included as Section 4.2 of the EPP.

We have also reviewed your proposed changes to administrative controls, organizational titles and locations of sample collection sites for the radiological monitoring program and find them acceptable as presented. We have determined that these changes do not authorize a change in effluent types or total amounts nor an increase in power level and will not result in any significant environmental impact. Having made this determination, we have further concluded that these changes involve an action which is insignificant from the standpoint of environmental impact and, pursuant to 10 CFR §51.5(d)(4), that an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the approval of these changes.

The implementation of the Environmental Protection Plan and the division of your Appendix B Technical Specifications into two parts, have been discussed with and agreed to by your staff.

Since the amendment applies only to aquatic, terrestrial and radiological monitoring programs and administrative controls, it does not involve significant new safety information of a type not considered by a previous Commission safety review of the facility. It does not involve a significant increase in the probability or consequences of an accident, does not involve a significant decrease in a safety margin, and therefore does not involve a significant hazards consideration. We have also concluded that there is a reasonable assurance that the health and safety of the public will not be endangered by this action.

A copy of the Notice of Issuance and Negative Declaration is also enclosed.

Sincerely,

Original signed by

Christian C. Nelson, Project Manager
Operating Reactors Branch #3
Division of Licensing

Enclosures:

1. Amendment No. 50 to DPR-67
2. EIA
3. Notice of Issuance and Negative Declaration

cc: w/enclosures

*See previous page for concurrence + distribution

See next page

OFFICE	.....	.....	.....	.....	.....	.....
SURNAME	.....	.....	.....	.....	.....	.....
DATE	.....	.....	.....	.....	.....	.....

We have determined that the deletion of these water quality requirements is a ministerial action required as a matter of law and that therefore no environmental impact statement or environmental impact appraisal and negative declaration need be prepared in connection with this action.

The acceptability of the termination and deletion of the endangered sea turtle programs is addressed in the enclosed Environmental Impact Appraisal (EIA).

We have also reviewed your proposed changes to administrative controls, organizational titles and locations of sample collection sites for the radiological monitoring program and find them acceptable as presented. We have determined that these changes do not authorize a change in effluent types or total amounts nor an increase in power level and will not result in any significant environmental impact. Having made this determination, we have further concluded that these changes involve an action which is insignificant from the standpoint of environmental impact and, pursuant to 10 CFR s51.5(d)(4), that an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the approval of these changes.

The implementation of the Environmental Protection Plan, the division of your Appendix B Technical Specifications into two parts, and the deletion of Special Condition 6.1, light screens, have been discussed with and agreed to by your staff.

Since the amendment applies only to aquatic, terrestrial and radiological monitoring programs and administrative controls, it does not involve significant new safety information of a type not considered by a previous Commission safety review of the facility. It does not involve a significant increase in the probability or consequences of an accident, does not involve a significant decrease in a safety margin, and therefore does not involve a significant hazards consideration. We have also concluded that there is a reasonable assurance that the health and safety of the public will not be endangered by this action.

A copy of the Notice of Issuance and Negative Declaration is also enclosed.

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 NRC PDR Tharnhart *E. Sawyer* Sincerely,
 Local PDR LSchneider
 ORB Rdg ACRS (10)
 DEisenhut OPA
 PMKreutzer *R*Ferguson
 CNelson RDiggs
 OELD RBallard
 SECY NSIC
 Enclosures: ASLAB
 1. Amendment No. to DPR-67
 2. EIA
 3. Notice of Issuance and Negative Declaration

Christian C. Nelson, Project Manager
 Operating Reactors Branch #3
 Division of Licensing

OELD *gt*
 5/4/21/82

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SURNAM2	See next page	CNelson/dd	PKreutzer	RAClark	Ballard	TMNovak
DATE		4/1/82	4/1/82	4/1/82	4/30/82	4/3/82



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

DISTRIBUTION
Docket File
ORB#3 Rdg
PKKreutzer

Docket No. 50-335

Docketing and Service Section
Office of the Secretary of the Commission

SUBJECT: FLORIDA POWER & LIGHT COMPANY, St. Lucie Plant, Unit No. 1

Two signed originals of the Federal Register Notice identified below are enclosed for your transmittal to the Office of the Federal Register for publication. Additional conformed copies (12) of the Notice are enclosed for your use.

- ☐ Notice of Receipt of Application for Construction Permit(s) and Operating License(s).
- ☐ Notice of Receipt of Partial Application for Construction Permit(s) and Facility License(s); Time for Submission of Views on Antitrust Matters.
- ☐ Notice of Availability of Applicant's Environmental Report.
- ☐ Notice of Proposed Issuance of Amendment to Facility Operating License.
- ☐ Notice of Receipt of Application for Facility License(s); Notice of Availability of Applicant's Environmental Report; and Notice of Consideration of Issuance of Facility License(s) and Notice of Opportunity for Hearing.
- ☐ Notice of Availability of NRC Draft/Final Environmental Statement.
- ☐ Notice of Limited Work Authorization.
- ☐ Notice of Availability of Safety Evaluation Report.
- ☐ Notice of Issuance of Construction Permit(s).
- ☐ Notice of Issuance of Facility Operating License(s) or Amendment(s).
- ☒ Other: Amendment no. 50
Referenced documents have been provided PDR.

Enclosure:
As Stated

Division of Licensing
Office of Nuclear Reactor Regulation

OFFICE →	ORB#3:DL					
SURNAME →	PKKreutzer/ph					
DATE →	6/24/82					

Florida Power & Light Company

cc:

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Lowenstein, Newman, Reis & Alexrad
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Washington, D. C. 20036

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McCarthy, Steel, Hector & Davis
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Administrator
Department of Environmental Regulation
Power Plant Siting Section
State of Florida
2600 Blair Stone Road
Tallahassee, Florida 32301

Mr. Weldon B. Lewis
County Administrator
St. Lucie County
2300 Virginia Avenue, Room 104
Fort Pierce, Florida 33450

U.S. Environmental Protection Agency
Region IV Office
ATTN: Regional Radiation
Representative
345 Courtland Street, N.E.
Atlanta, Georgia 30308

Mr. Charles B. Brinkman
Manager - Washington Nuclear Operations
C-E Power Systems
Combustion Engineering, Inc.
4853 Cordell Avenue, Suite A-1
Bethesda, Maryland 20014

Regional Administrator
Nuclear Regulatory Commission, Region II
Office of Executive Director for Operations
101 Marietta Street, Suite 3100
Atlanta, Georgia 30303

Mr. Jack Schreve
Office of the Public Counsel
Room 4, Holland Building
Tallahassee, Florida 32304

Resident Inspector
c/o U.S.N.R.C.
7900 S. A1A
Jensen Beach, Florida 33457

cc w/enclosure(s) and incoming
dated: 10/27/80, 3/12/81

Bureau of Intergovernmental
Relations
660 Apalachee Parkway
Tallahassee, Florida 32304