

MAN 27 1994

Docket Nos. 50-352
50-353
NOED No. 94-1-002

Mr. D. M. Smith
Senior Vice President-Nuclear
PECO Energy
Nuclear Group Headquarters
Correspondence Control Desk
P. O. Box 195
Wayne, Pennsylvania 19087-0195

Dear Mr. Smith:

SUBJECT: NOTICE OF ENFORCEMENT DISCRETION FOR PECO ENERGY
COMPANY REGARDING LIMERICK GENERATING STATION,
UNITS 1 AND 2

By letter dated January 25, 1994, PECO Energy Company supplied information to the U.S. Nuclear Regulatory Commission (NRC) regarding its request for the NRC to exercise its discretion not to enforce compliance with the required actions in Technical Specification (TS) Section 3.3.8, "Turbine Overspeed Protection System," for Units 1 and 2 of the Limerick Generating Station (LGS). You verbally informed the NRC on January 20, 1994, that LGS Units 1 and 2 weekly exercise surveillance test on the Main Turbine Stop Valves and Combined Intermediate Valves as required by the above referenced TS, would be violated since Surveillance Requirement 4.3.8.2a would not be performed by January 23, including the grace period. You requested enforcement discretion (ED) to suspend the requirement for the weekly surveillance in order to minimize the potential for adversely affecting the electrical power grid during the ongoing electrical power supply emergency. However, on January 22, 1994, the electrical power supply emergency was terminated, and the surveillance tests were performed within the TS grace period. Thus, the ED was granted, but not needed.

You provided as justification for continued operation the fact that the proposed ED to TS 3.3.8, did not involve a significant hazards consideration because operation of LGS with the change did not involve a significant increase in the probability or consequences of an accident, did not create the possibility of a new or different type of accident, did not involve a significant reduction in a margin of safety, and did not involve adverse environmental consequences. In addition, you concluded that no compensatory measures were necessary since the impact on reliability and safety significance were determined to be very low.

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Mr. D. M. Smith

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Based on our review of your justification we have concluded that this course of action involved minimum or no safety impact, and we were clearly satisfied that this exercise of enforcement discretion was warranted from a public health and safety perspective. Therefore, we exercised discretion not to enforce compliance with the surveillance requirement of TS 3.3.8.

The NRC, Region I, verbally approved ED to the TS on January 20, 1994, based on information you provided us at that time. Your letter of January 25, 1994 documented the verbal request. This letter is being issued to formally document the ED that was granted verbally on January 20, 1994.

Sincerely,

Original Signed By:

Richard W. Cooper, II, Director
Division of Reactor Projects

cc:

J. Doering, Chairman, Nuclear Review Board
D. R. Helwig, Vice President - Limerick Generating Station
G. A. Hunger, Jr., Manager - Licensing Section
J. L. Kantner, Regulatory Engineer - Limerick Generating Station
Secretary, Nuclear Committee of the Board
Public Document Room (PDR)
Local Public Document Room (LPDR)
Nuclear Safety Information Center (NSIC)
K. Abraham, PAO (20) SALP Reports, AIT, Special Insp. Rpts. and (2) Insp. Rpts.
NRC Resident Inspector
Commonwealth of Pennsylvania

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Mr. D. M. Smith

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bcc:

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W. Kane, DRA
J. Callan, NRR
W. Russell, NRR
J. Lieberman, OE
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C. Miller, NRR
F. Rinaldi, NRR
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J. Wiggins, DRS
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c/a

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for Felipe w/ Mutter

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