February 18, 1983

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

8302220018 830218 PDR ADOCK 05000443

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE, et al. Docket Nos. 50-443 OL 50-444 OL

(Seabrook Station, Units 1 and 2)

NRC STAFF RESPONSE TO THE REQUEST OF THE CITY OF PORTSMOUTH, NEW HAMPSHIRE TO PARTICIPATE AS AN INTERESTED MUNICIPALITY

By its Orders dated December 20, 1982 and January 17, 1983, the Atomic Safety and Licensing Board ("Board") granted, subject to certain conditions, the petitions for participation in this proceeding as interested municipalities pursuant to 10 C.F.R. § 2.715(c) filed by the Towns of Brentwood, Hampton, Hampton Falls, Rye and Kensington. The Board directed the municipalities to indicate with reasonable specificity within thirty days the subject matters on which they desired to participate. The Board also advised the municipalities that they must observe the procedural requirements applicable to other participants, and, as late petitioners, $\frac{1}{}$ must take the proceeding as they find it.

1/ The notice of opportunity for hearing in this matter was published in the Federal Register on October 19, 1981 (46 Fed. Reg. 51,330), requiring timely petitions to intervene to be filed by November 18, 1981.

Certified By Sach USO

On February 7, 1983, the City of Portsmouth, New Hampshire filed a document entitled "Request to Participate as an Interested Municipality" ("Request"), pursuant to 10 C.F.R. § 2.715(c). In a letter accompanying its Request, the City of Portsmouth listed eight areas in which it is interested. The NRC staff has no objection to the admission of the Citv of Portsmouth to this proceeding as an interested municipality with its participation limited to the areas specified in its petition, provided that: (1) it is admitted subject to the same conditions as the Towns with regard to procedural requirements; and (2) it is required, as a late petitioner, to take the proceeding as it finds it.

Respectfully submitted,

Williain J. Patterson , J.

William F. Patterson, Jr. Counsel for NRC Staff

Dated at Bethesda, Maryland this 18th day of February, 1983

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CERTIFICATE OF SERVICE

I hereby certify that copies of NRC STAFF RESPONSE TO THE REQUEST OF THE CITY OF PORTSMOUTH, NEW HAMPSHIRE, TO PARTICIPATE AS AN INTERESTED MUNICIPALITY in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class or, as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system, this 18th day of February, 1983:

Helen Hoyt, Esq., Chairman* Administrative Judge Atomic Safetv and Licensing Board Panel U.S. Nuclear Regulatory Commission Washington, D.C. 20555 Dr. Jerry Harbour* Administrative Judge

Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission

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