

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the matter of)
)
NORTHEAST NUCLEAR ENERGY COMPANY, et al.*) DOCKET NO. 50-423
)
(MILLSTONE NUCLEAR POWER STATION,)
UNIT 3))

NOTICE OF RECEIPT OF APPLICATION FOR FACILITY OPERATING LICENSE;
NOTICE OF AVAILABILITY OF APPLICANTS' ENVIRONMENTAL REPORT
NOTICE OF CONSIDERATION OF ISSUANCE OF FACILITY OPERATING LICENSE;
AND NOTICE OF OPPORTUNITY FOR HEARING

Notice is hereby given that the Nuclear Regulatory Commission (the Commission) has received an application for a facility operating license from the Northeast Nuclear Energy Company, acting as an agent for the fifteen utilities listed below. Northeast Nuclear Energy Company has an ownership interest in the Millstone Nuclear Power Station, Unit 3, but will design, construct, and operate the facility for The Connecticut Light and Power Company and Western Massachusetts Electric Company (lead applicants) and the other applicants. The Millstone Nuclear Power Station, Unit 3 is a pressurized water reactor located in the Town of Waterford, New London County, Connecticut on the north shore of Long Island Sound. The reactor is designed to operate at a core power level of 3411 megawatts thermal, with an equivalent net electrical output of approximately 1156 megawatts.

*Northeast Nuclear Energy Company (a wholly-owned subsidiary of Northeast Utilities) has no ownership interest in the Unit. The following fifteen electric utilities own the unit as tenants in common: The Connecticut Light and Power Company and Western Massachusetts Electric Company (also wholly-owned subsidiaries of Northeast Utilities), Burlington Electric Light Department, Central Maine Power Company, Central Vermont Public Service Corporation, Chicopee Municipal Lighting Plant, Connecticut Municipal Electric Energy Cooperative, Fitchburg Gas and Electric Light Company, Village of Lyndonville Electric Department, Massachusetts Municipal Wholesale Electric Company, Montaup Electric Company, New England Power Company, Public Service Company of New Hampshire, The United Illuminating Company and the Vermont Electric Cooperative, Inc.

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Pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in 10 CFR Part 51, the applicants filed an environmental report as part of the application. The report, which discusses environmental considerations related to the proposed operation of the facility, is being made available at the Office of Policy Management Comprehensive Planning Division, 80 Washington Street, Hartford, Connecticut 06115 and at the Southeastern Connecticut Regional Planning Agency, 139 Boswell Avenue, Norwich, Connecticut 06360.

After the environmental report has been analyzed by the Commission's staff, a draft environmental statement will be prepared. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER, a notice of availability of the draft statement, requesting comments from interested persons on the draft statement. The notice will also contain a statement to the effect that any comments of Federal agencies and State and local officials will be made available when received. The draft environmental statement will focus only on matters which differ from those previously discussed in the final environmental statement prepared in connection with the issuance of the construction permit. Upon consideration of comments submitted with respect to the draft environmental statement, the Commission's staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

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The Commission will consider the issuance of a facility operating license to the applicants which would authorize the applicants to possess, use and operate the Millstone Nuclear Power Station, Unit 3 in accordance with the provisions of the license and the technical specifications appended thereto, upon: (1) the completion of a favorable safety evaluation of the application by the Commission's staff; (2) the completion of the environmental review required by the Commission's regulations in 10 CFR Part 51; (3) the receipt of a report on the applicants' application for a facility operating license by the Advisory Committee on Reactor Safeguards; and (4) a finding by the Commission that the application for the facility license, as amended, complies with the requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations in 10 CFR Chapter I. Construction of the facility was authorized by Construction Permit No. CPPR-113, issued by the Commission on August 9, 1974. The applicants have advised that construction may be completed as early as November 1985.

Prior to issuance of an operating license, the Commission will inspect the facility to determine whether it has been constructed in accordance with the application, as amended, and the provisions of the construction permit. In addition, the license will not be issued until the Commission has made the findings reflecting its review of the application under the Act, which will be set forth in the proposed license, and has concluded that the issuance of the license will not be inimical to the common defense and security or to the health and safety of the public. Upon issuance of the license, the applicants will be required to execute an indemnity agreement as required by Section 170 of the Act and 10 CFR Part 140 of the Commission's regulations.

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By March 24, 1983, the applicants may file a request for a hearing with respect to issuance of the facility operating license. By April 4, 1983, any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition and the Secretary of the Commission, or designated Atomic Safety and Licensing Board, will issue a notice of hearing or an appropriate order.

As required by 10 CFR Section 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition, but such an amended petition must satisfy the specificity requirements described above.

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Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Services Branch, or may be delivered to the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. by April 4, 1983. A copy of the petition must also be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to Gerald Garfield, Esq., Day, Berry & Howard, One Constitution Plaza, Hartford, Connecticut 06103, attorney for the applicant. Any requests for additional information regarding the content of this notice should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer, or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a later petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR Section 2.714(a)(1)(i)-(v) and §2.714(d).

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For further details pertinent to the matters under consideration, see the application for the facility operating license, including the Final Safety Analysis Report and the Environmental Report, forwarded on February 2, 1983, which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. 20555 and at the Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut 06385. As they become available, the following documents may be inspected at the above locations: (1) the safety evaluation report prepared by the Commission's staff; (2) the draft environmental statement; (3) the final environmental statement; (4) the report of the Advisory Committee on Reactor Safeguards (ACRS) on the application for the facility operating license; (5) the proposed facility operating license; and (6) the technical specifications, which will be attached to the proposed facility operating license.

Copies of the proposed operating license and the ACRS report, when available, may be obtained by request to the Director, Division of Licensing, Office of Nuclear Reactor Regulation, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555. Copies of the Commission's staff safety evaluation report and final environmental statement, when available, may be purchased at current rates, from the National Technical Information Service, Department of Commerce, 5285 Port Royal Road, Springfield, Virginia 22161.

FOR THE NUCLEAR REGULATORY COMMISSION

15/
B. J. Youngblood, Chief
Licensing Branch No. 1
Division of Licensing

Dated at Bethesda, Maryland
this *24th* day of *February*, 1983.

*SEE PREVIOUS PAGE FOR CONCURRENCES

OFFICE	DL:LB#1*	DL:LB#1*	OELD*	DL:LB#1			
SURNAME	MRushbrook: CW	ELDoolittle	MRothschild	BJYoungblood			
DATE	1/8/83	1/19/83	2/18/83	2/2/83			

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NORTHEAST NUCLEAR ENERGY COMPANY, et al.*)

DOCKET NO. 50-423

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A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Branch, or may be delivered to the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. by April 4, 1983. A copy of the petition must also be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to Gerald Garfield, Esq., Day, Berry & Howard, One Constitution Plaza, Hartford, Connecticut 06103, attorney for the applicant. Any requests for additional information regarding the content of this notice should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer, or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a later petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR Sections 2.714(a)(1)(i)-(v) and §2.714(d).

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For further details pertinent to the matters under consideration, see the application for the facility operating license, including the Final Safety Analysis Report and the Environmental Report, forwarded on ~~October 29, 1982~~ ^{February 2, 1983}, which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. 20555 and at the Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut 06385. As they become available, the following documents may be inspected at the above locations: (1) the safety evaluation report prepared by the Commission's staff; (2) the draft environmental statement; (3) the final environmental statement; (4) the report of the Advisory Committee on Reactor Safeguards (ACRS) on the application for the facility operating license; (5) the proposed facility operating license; and (6) the technical specifications, which will be attached to the proposed facility operating license.

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FOR THE NUCLEAR REGULATORY COMMISSION

151
B. J. Youngblood, Chief
Licensing Branch No. 2
Division of Licensing

Dated at Bethesda, Maryland
this day of

1983.

No legal objection

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SURNAME	MRushbrook:cw	EDoolittle	M. Rothchild	BJYoungblood			
DATE	1/8/83	1/19/83	2/18/83	1/ /83			

NOTICE OF OPPORTUNITY FOR PUBLIC PARTICIPATION

IN PROPOSED NRC LICENSING ACTION FOR

NORTHEAST NUCLEAR ENERGY COMPANY, et al.*

MILLSTONE NUCLEAR POWER STATION, UNIT 1

The United States Nuclear Regulatory Commission is giving public notice that it is considering issuance of an operating license to Northeast Nuclear Energy Company, et al.* for operation of the Millstone Nuclear Power Station, Unit 3, a pressurized water reactor located on a site in New London County, Connecticut.

The notice provides that within 30 days after publication of notice in the FEDERAL REGISTER on April 4, 1983, any member of the public whose interest may be affected by the proceeding may file a request for a public hearing in the form of a petition for leave to intervene with respect to whether an operating license should be issued.

Petitions for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Such petitions must be filed in

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accordance with the above-referenced FEDERAL REGISTER Notice and must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Branch by, April 4, 1983. A copy of the petition and/or request for hearing should be sent to the Office of Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to Gerald Garfield, Esq., Day, Berry & Howard, One Constitution Plaza, Hartford, Connecticut 06103, attorney for applicants. Any questions or requests for additional information regarding the content of this notice should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, the petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each.

All petitions will be acted upon by the Commission or the Licensing Board designated by the Commission or the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, that person becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, that person may present evidence and cross-examine witnesses.

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A copy of the FEDERAL REGISTER Notice is available for public inspection at the Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut 06385 between the hours of 9 A.M. and 9 P.M. Monday through Thursday, 9 A.M. and 5:30 P.M. Friday, 9 A.M. and 5:30 P.M. Saturday and from 1 P.M. to 5 P.M. on Sunday. The Commission has arranged for other documents and correspondence relating to the licensing of this facility to be kept at the same location.

*SEE PREVIOUS PAGE FOR CONCURRENCES

OFFICE	DL:LB#1*	DL:LB#1*	OELD*	DL:LB#1*			
SURNAME	MRushbrook:cw	ELDoolittle	MRothschild	BJYoungblood			
DATE	1/18/83	1/19/83	2/18/83	2/24/83			

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SURNAME	MRushbrook:cw	EDoolittle	M. D. Thoschil	B. J. Youngblood			
DATE	1/8/83	1/19/83	2/18/83	2/19/83			

NOTICE OF OPPORTUNITY FOR PUBLIC PARTICIPATION
IN PROPOSED NRC LICENSING ACTION FOR
NORTHEAST NUCLEAR ENERGY COMPANY, et al.*
MILLSTONE NUCLEAR POWER STATION, UNIT NO. 3

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The notice provides that within 30 days after publication of notice in the FEDERAL REGISTER on *April 4, 1983*, any member of the public whose interest may be affected by the proceeding may file a request for a public hearing in the form of a petition for leave to intervene with respect to whether an operating license should be issued.

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