

6504

NEWMAN & HOLTZINGER, P.C.

1615 L STREET, N.W.
WASHINGTON, D.C. 20036
202-955-6600

JACK R. NEWMAN
JOHN E. HOLTZINGER, JR.
HAROLD F. REIS
MAURICE AXELRAD
J. A. BOUKNIGHT, JR.
PAUL H. KECK
GEORGE L. EDGAR
KATHLEEN H. SHEA
DOUGLAS G. GREEN
KAROL LYN NEWMAN
JOHN T. STOUGH, JR.
JAMES B. VASILE
MICHAEL A. BAUSER
ALVIN H. GUTTERMAN
EDWARD J. TWOMEY
JAMES B. WILCOX, JR.
KEVIN P. GALLEN
THOMAS A. SCHMUTZ
MICHAEL F. HEALY
ROBERT I. WHITE
SCOTT A. HARMAN
STEVEN P. FRANTZ
DAVID B. RASKIN
KEVIN J. LIPSON

DONALD J. SILVERMAN
JOSEPH E. STUBBS
COUNSEL

DOCKETED
USNRC

'88 JUN 10 11 51 AM

OFFICE OF THE
DOCKETING &
BRAND

WILLIAM E. BAER, JR.
DOUGLAS L. BERESFORD
JADE ALICE EATON
JANET M. HACKER
BRANDY W. WEAVER
JILL E. GRANT
JONATHAN W. GREENBAUM
DAVID W. JENKINS*
ELIAS G. JOHNSON*
JOANNE C. KYROS
PAMELA A. LACEY
KATHLEEN M. McDERMOTT
LOREN S. MELTZER
JEFFREY B. MULHALL*
ERROL R. PATTERSON
PERRY D. ROBINSON*
JANE I. RYAN
JACOLYN A. SIMMONS
ROBERT H. SOLOMON
CHARLES C. THEBAUD, JR.
NANCY A. WHITE*

ROBERT LOWENSTEIN
HERBERT B. COHN
OF COUNSEL

NOT ADMITTED IN D.C.

June 8, 1988

B. Paul Cotter, Jr., Chairman
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Glen O. Bright
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Dr. Richard F. Cole
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Re: In the Matter of Florida Power and Light
Company (St. Lucie Plant, Unit No. 1)
Docket No. 50-335-OLA

Dear Members of the Board:

This is a follow-on to my letter of May 17, 1988, notifying you of the issuance of Amendment No. 30 to Facility Operating License No. NPF-16 for the St. Lucie Plant, Unit No. 2. That amendment provided for the transfer of Unit No. 1 spent fuel from the Unit No. 1 spent fuel pool to the Unit No. 2 spent fuel pool up until the time that the Unit No. 1 pool was reracked.

Enclosed, as an update, is a copy of a letter from Licensee, Florida Power & Light Company ("FPL") to the Nuclear Regulatory Commission (FPL Letter No. L-88-253). The purpose of the letter is to inform the NRC Staff: (1) that the reracking has been completed (including removal of the temporary construction crane); and (2) that -- as a result -- the provision of the

8806140255 880608
PDR ADOCK 05000335
G PDR

DS03

Members of the Board
June 8, 1988
Page Two

St. Lucie 2 operating license added by Amendment No. 30, providing for transfer of St. Lucie 1 spent fuel to the St. Lucie 2 spent fuel pool, has expired by its own terms. The letter also notes that, during the period the inter-unit transfer portion of the amendment was in effect, no spent fuel was transferred.

The Appeal Board is being informed of the completion of reracking, the removal of the construction crane, the expiration of the inter-unit spent fuel transfer amendment to the Unit No. 2 license, and the fact that no transfer of spent fuel has occurred, by separate letter. In addition, the Appeal Board is also being sent a copy of this notification.

Sincerely,


Michael A. Bauser

cc: Attached Service List

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

_____)	
In the Matter of)	
FLORIDA POWER AND LIGHT COMPANY)	Docket No. 50-335-OLA
(St. Lucie Plant, Unit No. 1))	(ASLBP No. 88-560-01-LA)
_____)	

CERTIFICATE OF SERVICE

I hereby certify that copies of a Letter to the Members of the Licensing Board from Michael A. Bauser, dated June 8, 1988, were served on the following by deposit in the United States mail, first class, postage prepaid and properly addressed, on the date shown below:

B. Paul Cotter, Jr., Chairman
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Glenn O. Bright
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Richard F. Cole
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Thomas S. Moore, Chairman *
Atomic Safety and Licensing Appeal Board
Atomic Safety and Licensing Appeal Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Alan S. Rosenthal, Chairman *
Atomic Safety and Licensing Appeal Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Howard A. Wilber *
Atomic Safety and Licensing Appeal Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Atomic Safety and Licensing Appeal Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Adjudicatory File
Atomic Safety and Licensing Board Panel Docket
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
(Two copies)

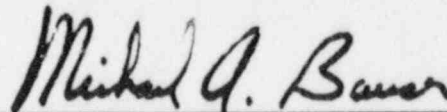
Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Attention: Chief, Docketing and Service Section
(Original plus two copies)

Benjamin H. Vogler, Esq.
Office of General Counsel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Mr. Campbell Rich
4626 S.E. Pilot Avenue
Stuart, Florida 34997

Dated this 8th day of June, 1988.



Michael A. Bauser

Newman & Holtzinger, P.C.
1615 L Street, N.W.
Washington, D.C. 20036

Telephone: (202) 355-6600

Counsel for
Florida Power & Light Company

*/ These addressees were provided copies of the enclosure
to the above-referenced letter separately.

FPL

L-88-253

U. S. Nuclear Regulatory Commission
Attn: Document Control Desk
Washington, D. C. 20555

Gentlemen:

Re: St. Lucie Unit 1
Docket No. 50-335
Spent Fuel Pool Rerack

By letter L-87-245, dated June 12, 1987, Florida Power & Light Company (FPL) submitted a proposed license amendment to permit replacement of the St. Lucie Unit 1 spent fuel pool racks to ensure that sufficient future capacity exists for storage of spent fuel at that unit. The new, high-density racks were intended to increase the available storage to 1706 spent fuel assemblies and to provide adequate spent fuel storage space until the year 2009.

By Amendment No. 91, dated March 11, 1988, the NRC issued the license amendment permitting the spent fuel pool rerack. Shortly thereafter, FPL began construction activities related to this spent fuel pool rerack.

This letter is intended to inform the NRC that the reracking of the St. Lucie Unit 1 spent fuel pool authorized by Amendment No. 91 is now complete. Construction activities inside the spent fuel building are concluded and the temporary construction crane has been removed.

As an adjunct to the above, by letter L-86-250, dated July 2, 1986, FPL submitted a proposed license amendment to permit the transfer of spent fuel assemblies (SFAs) from the St. Lucie Unit 1 spent fuel pool to the St. Lucie Unit 2 spent fuel pool. This amendment was intended to provide a temporary storage location for St. Lucie Unit 1 SFAs if a full core offload of St. Lucie Unit 1 was required prior to the spent fuel pool reracking described above.

EJWSFPR.L

U. S. Nuclear Regulatory Commission

L-88-253

Page two

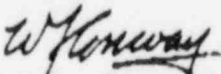
The proposed amendment was issued as Amendment No. 30 to the St. Lucie Unit 2 Operating License, dated May 10, 1988. The amendment included License Condition 2.C(19), repeated below.

- (19) Unit No. 1 spent fuel may be transferred from the Unit No. 1 spent fuel pool to the Unit No. 2 spent fuel pool, as necessary, until completion of all activities related to the increase in capacity of the Unit No. 1 spent fuel pool to 1706 spent fuel assemblies. Spent fuel assemblies transferred from the Unit 1 spent fuel pool to the Unit 2 spent fuel pool may remain in the Unit 2 spent fuel pool or be transferred back to the Unit 1 spent fuel pool.

By virtue of this condition and, as a result of the completion of the St. Lucie Unit 1 spent fuel pool reracking, FPL is of the view that Amendment No. 30 to the St. Lucie Unit 2 operating license is no longer operative and that legal authority to transfer SFAs from St. Lucie Unit 1 to St. Lucie Unit 2 no longer exists. No SFAs were transferred to Unit 2 from Unit 1 during the operable period of this license condition.

If further information is required, please contact us.

Very truly yours,



W. F. Conway
Senior Vice President - Nuclear

WFC/EJW/gp

cc: Dr. J. Nelson Grace, Regional Administrator, Region II,
USNRC
Senior Resident Inspector, USNRC, St. Lucie Plant

EJWSFPR.L