

May 27, 1986

Docket Nos. 50-277/278

Mr. E. G. Bauer, Jr.
Vice President and General Counsel
Philadelphia Electric Company
2301 Market Street
Philadelphia, Pennsylvania 19101

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Dear Mr. Bauer:

SUBJECT: REMOVAL FROM CONSIDERATION OF CERTAIN REQUESTED LICENSING
ACTIONS NOT REQUIRING FURTHER NRC REVIEW AND APPROVAL

Re: Peach Bottom Atomic Power Station, Units 2 and 3

In our recent discussions with the Philadelphia Electric Company's (the licensee) licensing staff, we concluded that certain licensee's requests for NRC review and approval are no longer needed and, therefore, should be withdrawn. The following three items fit this category:

- (1) Licensee's amendment request dated September 28, 1984 which requested certain changes to the Peach Bottom Technical Specifications (TSs) to permit testing of hydrogen injection as part of a mini-test. This mini-test was to be performed on Unit 3 and the NRC staff authorized this test by Amendment No. 106 to Facility License No. DPR-56 dated November 14, 1984. The proposed amendment application also requested change to the Unit 2 TSs to accommodate a future mini-test at Unit 2. These requested changes were noticed in the Federal Register on October 6, 1984 (49 FR 39761). However, since plans for a subsequent mini-test for Unit 2 have never been proposed by the licensee, the NRC staff neither acted upon nor approved the proposed Unit 2 license amendment. We request that you inform the staff within thirty (30) days of the receipt of this letter your need for the Unit 2 proposed license amendment or we request that you formally withdraw this application.
- (2) Licensee's request for a scheduler exemption to Appendix R requirements (10 CFR 50, Appendix R, Subsection III.G.3-Alternative Safe Shutdown) for Unit 3 dated December 19, 1984. It is the NRC staff's understanding based upon discussions with your staff that this exemption request for the deferral of alternative shutdown modifications for Unit 3 until a subsequent refueling outage planned for 1987 is no longer applicable. We, therefore, intend no further action on this request. We request that you formally withdraw this exemption. New exemption requests may be submitted in accordance with the provisions of 10 CFR 50.12 (refer to 50 FR 50764).

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- (3) Licensee requested an amendment to the Peach Bottom, Units 2 and 3, by letter dated November 10, 1982. We have reviewed this application and find that the proposed amendment request has been superseded by the requirements of NUREG-0737 pertaining to Item II.B.3, Post Accident Sampling Capability. Therefore, any additional requirements in reference to Item II.B.3 will be covered under the staff's action for this NUREG-0737 item (refer to our letter to Philadelphia Electric Company dated May 18, 1982). We, therefore, conclude that the proposed TSs changes in your November 10, 1982 request are no longer applicable. We request that these changes be formally withdrawn.

We request that you provide a response to this letter within thirty (30) days of the receipt of this letter. If you have any questions, please do not hesitate to contact us.

The reporting and/or recordkeeping requirements of this letter affect fewer than 10 respondents: therefore, no OMB clearance is required under P.L. 96-511.

Sincerely,

Original signed by/

Gerald E. Gears, Project Manager
BWR Project Directorate #2
Division of BWR Licensing

cc:
See next page

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Mr. E. G. Bauer, Jr.
Philadelphia Electric Company

Peach Bottom Atomic Power Station,
Units 2 and 3

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