

October 11, 2000

Mr. James E. Ellis
Manager, Morris Operation
General Electric Company
7555 East Collins Road
Morris, IL 60450

SUBJECT: NOTICE OF DOCKETING OF GENERAL ELECTRIC COMPANY LICENSE
RENEWAL APPLICATION

Dear Mr. Ellis:

By application dated May 22, 2000, you requested renewal of General Electric Company's Materials License No. SNM-2500, for the Morris Operation Independent Spent Fuel Storage Installation (ISFSI).

For your information, I am enclosing a copy of the Notice of Docketing, Notice of Consideration of Issuance, and Notice of Opportunity for a Hearing for the renewal of Materials License SNM-2500 for the Morris Operation ISFSI. The notice has been forwarded to the Office of the Federal Register for publication.

If you have any questions regarding this matter, you may contact me at (301) 415-1336. Please refer to Docket No. 72-1 and TAC No. L23091 in future correspondence related to our review of the renewal request.

Sincerely,
/RA/ original signed by /s/
James R. Hall, Acting Section Chief
Spent Fuel Licensing Section
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

Enclosure: Federal Register Notice

cc: Service List

Docket No. 72-1
TAC No. L23091

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OFC:	SFPO		SFPO		SFPO	
NAME:	SBaggett		VTharpe		JRHall	
DATE:	10/05/00		10/05/00		10/06/00	

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FRN /C/ 10/11/00

U.S. NUCLEAR REGULATORY COMMISSIONDOCKET NO. 72-1GENERAL ELECTRIC COMPANYMORRIS OPERATIONNOTICE OF DOCKETING, NOTICE OF CONSIDERATION OF ISSUANCE, AND NOTICE OF
OPPORTUNITY FOR A HEARING FOR THE RENEWAL OFMATERIALS LICENSE SNM-2500FOR THEMORRIS OPERATION INDEPENDENT SPENT FUEL STORAGE INSTALLATION

The Nuclear Regulatory Commission (NRC or Commission) is considering a renewal application dated May 22, 2000, of a materials license under the provisions of 10 CFR Part 72, from General Electric Company (GE) for renewal of its Morris Operation independent spent fuel storage installation (ISFSI) license (SNM-2500). GE has owned and operated Morris Operations since its construction under Atomic Energy Commission Provisional Construction Permit No. CPCSF-3 issued in December 1967, as a spent fuel reprocessing facility, and specifically as an ISFSI for the last 18 years under the current NRC License SNM-2500. This application was docketed under 10 CFR Part 72; the ISFSI Docket No. is 72-1 and will remain the same for this action. The GE Morris Operation is located in Gooselake Township, Grundy County, Morris, Illinois, near the confluence of the Kankakee and Des Plaines Rivers. If granted, the license will authorize the applicant to continue to store spent fuel in a wet storage facility for a term of twenty (20) years.

Prior to issuance of the requested license renewal, the NRC will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the NRC's rules and regulations. The issuance of the materials license will not be approved until the NRC has reviewed the application and has concluded that renewal of the license will not be inimical to the common defense and security and will not constitute an unreasonable risk to the health and safety of the public. The NRC will complete an environmental evaluation, in accordance with 10 CFR Part 51, to determine if the preparation of an environmental impact statement is warranted or if an environmental assessment and finding of no significant impact are appropriate. This action will be the subject of a subsequent notice in the FEDERAL REGISTER. Pursuant to 10 CFR 2.105, by November 20, 2000, the applicant may file a request for a hearing; and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written request for a hearing and a petition for leave to intervene with respect to the subject materials license in accordance with the provisions of 10 CFR 2.714. If a request for hearing or petition for leave to intervene is filed by the above date, the NRC 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 or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order. In the event that no request for hearing or petition for leave to intervene is filed by the above date, the NRC may, upon satisfactory completion of all required evaluations, issue the materials license renewal without further prior notice.

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 that 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 the 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 a petition, without requesting leave of the Board up to 15 days prior to the holding of the first pre-hearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first pre-hearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of contentions which are sought to be litigated in the matter. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. Petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the action under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. 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.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing.

A request for a hearing or petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Document Control Desk or may be delivered to the Commission's Public Document Room, One White Flint North Building, 11555 Rockville Pike, Rockville, MD, by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner promptly so inform the NRC by a toll-free telephone (800-368-5642 Extension 415-8500) call to E. William Brach, Director, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards, with the following message: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this FEDERAL REGISTER notice. A copy of the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and to Mr. James E. Ellis, Manager, Morris Operations, General Electric Company, 7555 East Collins Road, Morris, IL 60540, for the applicant.

Non-timely 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 presiding Atomic Safety and Licensing Board that the

petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details with respect to this application, see the application dated May 22, 2000, which is available for public inspection at the Commission's Public Document Room, One White Flint North Building, 11555 Rockville Pike, Rockville, MD or from the publicly available records component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

Dated at Rockville, Maryland, this 11th day of October 2000.

FOR THE NUCLEAR REGULATORY COMMISSION
/S/ /RA/
E. William Brach, Director
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

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E. William Brach, Director
Spent Fuel Project Office
Office of Nuclear Material Safety
and Safeguards

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OFC:	SFPO	C	SFPO	E	OGC	C	SFPO	C	SFPO	N	SFPO	N
NAME:	SBaggett*		VTharpe*		STreby NLO*		JRHall*		SShankman		EWBrach	
DATE:	9/26/00		9/27/00		9/29/00		10/6/00		10/10/00		10/11/00	

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