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ENVIRON

FEB 10 1972

Docket No. 50-269

Duke Power Company
ATTN: Mr. Austin C. Thies
Senior Vice President
Production and Transmission
P. O. Box 2178
Charlotte, North Carolina 28201

Dear Mr. Thies:

The Atomic Energy Commission has sent to the Office of the Federal Register for filing and publication a Supplementary Notice of Proposed Issuance of Facility Operating License. The notice provides the opportunity, as required by Appendix D of 10 CFR Part 50, for intervention on environmental aspects of the operation of the Oconee Nuclear Station Unit 1 facility.

A copy of the notice is enclosed for your information.

Sincerely,

Original signed by
Frank Schroeder

Peter A. Morris, Director
Division of Reactor Licensing

Enclosure:
Notice to Federal Register

cc: w/encl:

William L. Porter, Esq.
Duke Power Company
P.-O. Box 2178
Charlotte, North Carolina 28201

bcc: H. J. McAlduff, ORO
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J. A. Harris, PI
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| SURNAME ▶ | FWKaras:emp | ASchwencer | RCDeYoung | | PAMorris | |
| DATE ▶ | 2/9/72 | 2/9/72 | 2/9/72 | 2/10/72 | 2/9/72 | |

In the Matter of

Docket No. 50-269

(Oconee Nuclear Station,
Unit 1)

On January 8, 1971, a Notice of Proposed Issuance of Facility Operating License was published by the Atomic Energy Commission (the Commission) in the Federal Register (36 F.R. 296) in the captioned proceeding. That Notice indicated that the Commission was considering the issuance of a facility operating license which would authorize Duke Power Company (the applicant) to possess, use, and operate the Oconee Nuclear Station Unit 1, a pressurized water reactor, on the applicant's site located in eastern Oconee County, approximately eight miles northeast of Seneca, South Carolina. The Notice provided the applicant with an opportunity to request a hearing and also provided an opportunity for any person whose interest might be affected by the proceeding to file a petition for leave to intervene. No request for a hearing or petition for leave to intervene was filed.

On September 9, 1971, the Commission published a revision of its regulations in 10 CFR Part 50, Appendix D, "Implementation of the National Environmental Policy Act of 1969," (36 F.R. 18071) to set forth an interim

statement of Commission policy and procedure for implementation of the National Environmental Policy Act of 1969 (NEPA).^{1/} The revised regulations require the consideration of additional matters in applicants' Environmental Reports and in Detailed Statements of environmental considerations and provide for determination in pending proceedings of specified issues in addition to and different from those previously in issue in AEC licensing proceedings.

Notice is hereby given, pursuant to 10 CFR Part 2, "Rules of Practice," and Appendix D of 10 CFR Part 50, "Licensing of Production and Utilization Facilities," that in the conduct of the captioned proceeding, the Commission is providing an opportunity for hearing with respect to those matters covered by Appendix D of 10 CFR Part 50. This notice does not provide an additional opportunity to any person to intervene on the basis of, or to raise matters encompassed within, the issues pertaining to radiological health and safety and the common defense and security for which opportunity to intervene was provided in the Notice of Proposed Issuance of Facility Operating License, published in the Federal Register on January 8, 1971.

^{1/} The Commission has since adopted certain amendments to revised Appendix D which were published in the FEDERAL REGISTER on September 30, 1971 (36 F.R. 19158), November 11, 1971 (36 F.R. 21579), and January 20, 1972 (37 F.R. 864).

Accordingly, within thirty (30) days from the date of publication of this notice in the Federal Register, the applicant may file a request for a hearing and 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 in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order. In accordance with 10 CFR §2.714, a petition for leave to intervene which is not timely filed will be dismissed unless the petitioner shows good cause for failure to file on time.

For further details with respect to the matters under consideration see the applicant's supplemental Environmental Report and the Commission's draft Detailed Statement of environmental considerations which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Oconee County Library, 201 S. Spring Street, Walhalla, South Carolina. As it becomes available, the Commission's final Detailed Statement of environmental considerations will also be placed in the Commission's Public Document Room and in the Oconee County Library for inspection by members of the public. Copies of the Commission's draft and final Detailed Statements and, to the extent of supply, a copy of the applicant's supplemental Environmental Report may be

obtained by request to the Director of the Division of Reactor Licensing,
United States Atomic Energy Commission, Washington, D. C. 20545.

FOR THE ATOMIC ENERGY COMMISSION

Original signed by
Frank Schroeder

F. Schroeder
Deputy Director
Division of Reactor Licensing

Dated at *Bethesda, Maryland*
this *9th* day of February, 1972.