

## REGULATORY INFORMATION DISTRIBUTION SYSTEM (RIDS)

ACCESSION NBR: 7903120222 DOC. DATE: 79/03/05 NOTARIZED: NO  
 FACIL: 50-269 OCONEE NUCLEAR STATION, UNIT 1, DUKE POWER CO.  
 50-270 OCONEE NUCLEAR STATION, UNIT 2, DUKE POWER CO.  
 AUTH. NAME AUTHOR AFFILIATION  
 PARKER, W.O. DUKE POWER CO.  
 RECIP. NAME RECIPIENT AFFILIATION  
 MILLER, W.O. LICENSE FEE MANAGEMENT BRANCH

DOCKET #  
 0500269  
 05000270

SUBJECT: RESPONDS TO 790223 REQUEST FOR EXTRA \$400.00 LICENSING FEE  
 BY SUBMITTING SAME, BUT DPC CONSIDERS THIS FEE FOR IDENTICAL  
 UNIT NOT APPLICABLE IN PRESENT INSTANCE.

DISTRIBUTION CODE: M008S COPIES RECEIVED: LTR 1 ENCL 0 SIZE: 2  
 TITLE: LICENSE FEES

NOTES: M. Cunningham - All Amends to FSAR + changes to Tech Specs

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DUKE POWER COMPANY

POWER BUILDING

422 SOUTH CHURCH STREET, CHARLOTTE, N. C. 28242

WILLIAM O. PARKER, JR.  
VICE PRESIDENT  
STEAM PRODUCTION

March 5, 1979

TELEPHONE: AREA 704  
373-4083

Director  
Office of Administration  
U. S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Attention: Mr. W. O. Miller, Chief  
License Fee Management Branch

RE: Oconee Nuclear Station, Units 1, 2  
Docket Nos. 50-269, -270

Dear Sir:

Your letter of February 23, 1979 requested an extra \$400 in license fees be provided to support the licensing of the increase in the storage capacity of the spent fuel pool shared by Oconee Units 1 and 2.

Duke Power Company considers that the payment of a license fee for an identical unit to be not applicable in this instance. Title 10CFR 170, §170.22 states that "amendments that are duplicate of an amendment for a second essentially identical unit at the same site . . ." are Class I amendments. The amendment to increase the storage capacity of the spent fuel pool shared by Oconee Units 1, 2, deals solely with one modification. There is only one spent fuel pool being modified to increase its capacity. There is no "second essentially identical unit" for which the \$400 Class I license fee would be applicable. Through earlier discussions with the staff it has also been determined that the Class I license fee is not required for duplicate units just for the administrative costs associated with the issuance of license amendments for the identical units so long as the identical units are not affected by the license amendment. It was therefore concluded by Duke Power Company to provide only the \$12,300 license fee in the original submittal.

Applicant	237070
Class No.	\$400.00
Fee Category	
Class	3/8/79
Check Rec'd	
Received By	Mike Jacques

7903120222

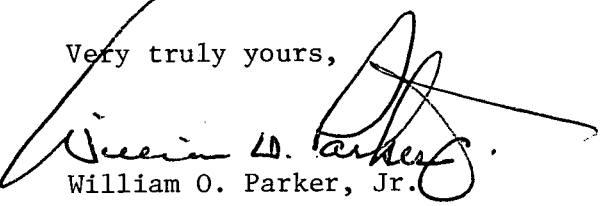


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Director  
Office of Administration  
March 5, 1979  
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Nevertheless, a check in the amount of \$400 is provided as an attachment to this letter so as not to delay review of our February 2, 1979 submittal. It is requested that the reasoning provided be taken into consideration in the final determination of the licensee fee regarding this submittal. //

Very truly yours,

  
William O. Parker, Jr.

RLG:scs  
Enclosure

cc: Director, Office of Nuclear Reactor Regulation  
Attention: Mr. R. W. Reid