

**NUCLEAR REGULATORY COMMISSION**

**[Docket Nos. 52-029 and 52-030; NRC-2008-0558]**

**Duke Energy Florida, LLC; Levy Nuclear Plant Units 1 and 2**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Combined licenses and record of decision; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) has issued combined license numbers NPF-99 and NPF-100 to Duke Energy Florida, LLC (DEF) for Levy Nuclear Plant Units 1 and 2 (LNP Units 1 and 2). In addition, the NRC has prepared a Summary Record of Decision (ROD) that supports the NRC's decision to issue combined license numbers NPF-99 and NPF-100.

**DATES:** Combined license numbers NPF-99 and NPF-100 became effective on October 26, 2016.

**ADDRESSES:** Please refer to Docket ID **NRC-2008-0558** when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- **Federal Rulemaking Web site:** Go to <http://www.regulations.gov> and search for Docket ID **NRC-2008-0558**. Address questions about NRC dockets to Carol Gallagher; telephone: 301-415-3463; e-mail: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov). For technical questions, contact the individuals listed in the FOR FURTHER INFORMATION CONTACT section of this document.

- **NRC's Agencywide Documents Access and Management System (ADAMS):**

You may obtain publicly-available documents online in the ADAMS Public Documents collection at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "[ADAMS PublicDocuments](#)" and then select "[Begin Web-based ADAMS Search](#)." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that a document is referenced. For the convenience of the reader, the ADAMS accession numbers are provided in a table in the "Availability of Documents" section of this document.

- **NRC's PDR:** You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

**FOR FURTHER INFORMATION CONTACT:** Donald Habib, telephone: 301- 415-1035, e-mail: [Donald.Habib@nrc.gov](mailto:Donald.Habib@nrc.gov) regarding safety matters; or Mallecia Sutton, telephone: 301- 415-0673, e-mail: [Mallecia.Sutton@nrc.gov](mailto:Mallecia.Sutton@nrc.gov) regarding environmental matters. Both are staff members of the Office of New Reactors, U.S. Nuclear Regulatory Commission, Washington DC 20555-0001.

**SUPPLEMENTARY INFORMATION:**

## **I. Introduction**

Under section 2.106 of title 10 of the *Code of Federal Regulations* (10 CFR), the NRC is providing notice of the issuance of combined license numbers NPF-99 and NPF-100 to the licensee, and under § 50.102(c), the NRC is providing notice of the ROD. With respect to the application for combined licenses filed by DEF, the NRC finds that the applicable standards and

requirements of the Atomic Energy Act of 1954, as amended, (AEA) and the Commission's regulations have been met. The NRC finds that any required notifications to other agencies or bodies have been duly made and that there is reasonable assurance that the facilities will be constructed and will operate in conformity with the license, the provisions of the AEA, and the Commission's regulations. Furthermore, the NRC finds that the licensees are technically and financially qualified to engage in the activities authorized, and that issuance of the licenses will not be inimical to the common defense and security or to the health and safety of the public. Finally, the NRC finds that the findings required by subpart A of 10 CFR part 51 have been made.

Accordingly, the combined licenses were issued on October 26, 2016, and became effective immediately.

## **II. Further Information**

The NRC has prepared a Final Safety Evaluation Report (FSER) and Final Environmental Impact Statement (FEIS) that document the information reviewed and the NRC's conclusion. The Commission has also issued its Memorandum and Order documenting its final decision on the uncontested hearing held on July 28, 2016, which serves as the ROD in this proceeding. The NRC also prepared a document summarizing the ROD to accompany its actions on the combined license application; this Summary ROD incorporates by reference materials contained in the FEIS. The FSER, FEIS, Summary ROD, and accompanying documentation included in the combined license package, as well as the Commission's hearing decision and ROD, are available online in the ADAMS Public Document collection at <http://www.nrc.gov/reading-rm/adams.html>. From this site, persons can access the NRC's ADAMS Library, which provides text and image files of NRC's public documents.

The ADAMS accession numbers for the documents related to this notice are listed below.

### III. Availability of Documents

The documents identified in the following table are available to interested persons through the ADAMS Public Documents collection. A copy of the combined license application is also available for public inspection at the NRC's PDR and at <http://www.nrc.gov/reactors/new-reactors/col.html>.

DOCUMENT	ADAMS ACCESSION NO.
Final Safety Evaluation Report for Combined Licenses for LNP Units 1 and 2	ML16084A664
Final Environmental Impact Statement for Combined Licenses for LNP Units 1 and 2	ML12100A063 (Volume 1) ML12100A068 (Volume 2) ML12100A070 (Volume 3)
Commission's Memorandum and Order on the uncontested hearing (Record of Decision)	ML16294A141
Summary Record of Decision	ML16272A416

Letter transmitting Combined Licenses Nos. NPF-99 and NPF-100 and accompanying documentation	ML16176A200
Combined Licenses Nos. NPF-99 and NPF-100	ML12265A029 (Unit 1) ML12265A042 (Unit 2)
Levy Nuclear Plant Units 1 and 2 , Combined License Application, Revision 9, April 6, 2016	ML16111A960

Dated at Rockville, Maryland, this 2nd day of November 2016.

For the Nuclear Regulatory Commission.

**/RA/**

Francis M. Akstulewicz, Director,  
Division of New Reactor Licensing,  
Office of New Reactors.