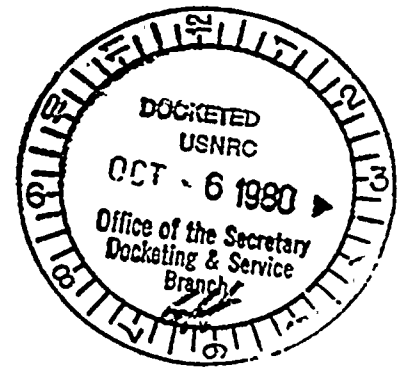


UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Atomic Safety and Licensing Board

Elizabeth S. Bowers, Chairman  
Dr. Emmeth A. Luebke, Member  
Dr. Oscar H. Paris, Member



In the Matter of

FLORIDA POWER & LIGHT COMPANY

Docket Nos. 50-250-SP  
50-251-SP

(Turkey Point Nuclear Generating  
Unit Nos. 3 and 4)

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MOTION FOR LEAVE TO PARTICIPATE  
PURSUANT TO RULE 2.715(c)  
OF THE UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
RULES AND REGULATIONS,  
RULES OF PRACTICE FOR  
DOMESTIC LICENSING PROCEEDINGS

Petitioner, METROPOLITAN DADE COUNTY, a political subdivision of the State of Florida, by and through its undersigned counsel, hereby files this Motion for Leave to Participate Pursuant to Rule 2.715(c) before this Honorable Board, and alleges as grounds therefor, the following:

1. On September 2, 1980, the Board of County Commissioners of Dade County unanimously adopted a resolution directing the County Attorney's Office to petition the Atomic Safety and Licensing Board for leave to participate pursuant to Rule 2.715(c), said resolution being attached hereto and made a part hereof.

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2. Rule 2.715(c) provides in pertinent part that an agency such as Dade County shall have a "a reasonable opportunity to participate and to introduce evidence, interrogate witnesses, and advise the commission without requiring the representative to take a position with respect to the issue. Such participants may also file proposed findings and exceptions pursuant to Sections 2.754 and 2.762 and petitions for review by the commission pursuant to Section 2.786".

3. Review of the Environmental Impact Appraisal by the Office of Nuclear Reactor Regulation and the Safety Evaluation by the Office of Nuclear Reactor Regulation, and amendments thereto, and review of the Environmental Impact Statement is likely to reveal areas of unique concern to petitioner. Petitioner would reserve its right to raise issues upon review of said documents.

WHEREFORE, your Petitioner, METROPOLITAN DADE COUNTY, respectfully requests that this Board permit petitioner to participate in all hearings in reference to the repairs at the Turkey Point Nuclear Generating Unit Nos. 3 and 4, as provided in Rules of Practice for Domestic Licensing Proceedings, 2.715(c).

ROBERT A. GINSBURG  
Dade County Attorney  
1626 Dade County Courthouse  
Miami, Florida 33130

BY: Burt L. Saunders  
Burt L. Saunders  
Assistant County Attorney

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

IN THE MATTER OF

FLORIDA POWER & LIGHT COMPANY

(Turkey Point Nuclear Generating  
Units Nos. 3 and 4)

) Docket Nos. 50-250-SP  
) 50-251-SP  
)  
) (Proposed Amendments to  
) Facility Operating  
) Licenses to Permit Steam  
Generator Repair)

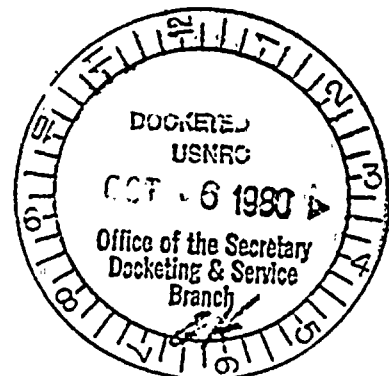
CERTIFICATE OF SERVICE

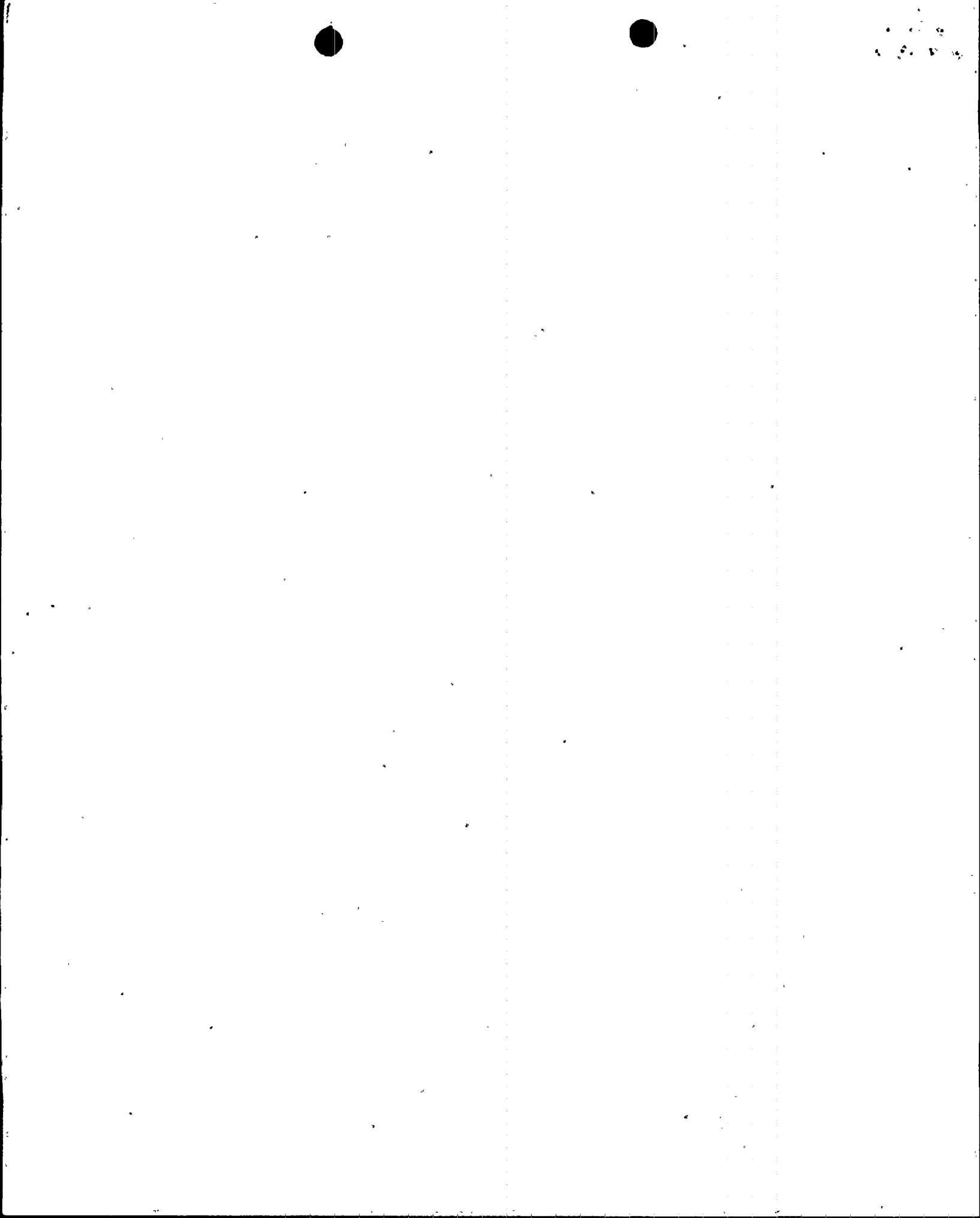
I HEREBY CERTIFY that copies of the attached Motion  
for Leave to Participate Pursuant to Rule 2.715(c) of the United  
States Nuclear Regulatory Commission Rules and Regulations, Rules  
of Practice for Domestic Licensing Proceedings, captioned in  
the above matter, were served on the following by deposit in the  
United States mail, first class, properly stamped and addressed,  
on the date shown below:

Elizabeth S. Bowers, Esq.  
Chairman  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Dr. Oscar H. Paris  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Dr. Emmeth A. Luebke  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555





Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Atomic Safety and Licensing Appeal Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Mr. Mark P. Oncavage  
12200 S.W. 110th Avenue  
Miami, Florida 33176

Docketing and Service Section  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

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Washington, D.C. 20555

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Miami, Florida 33131

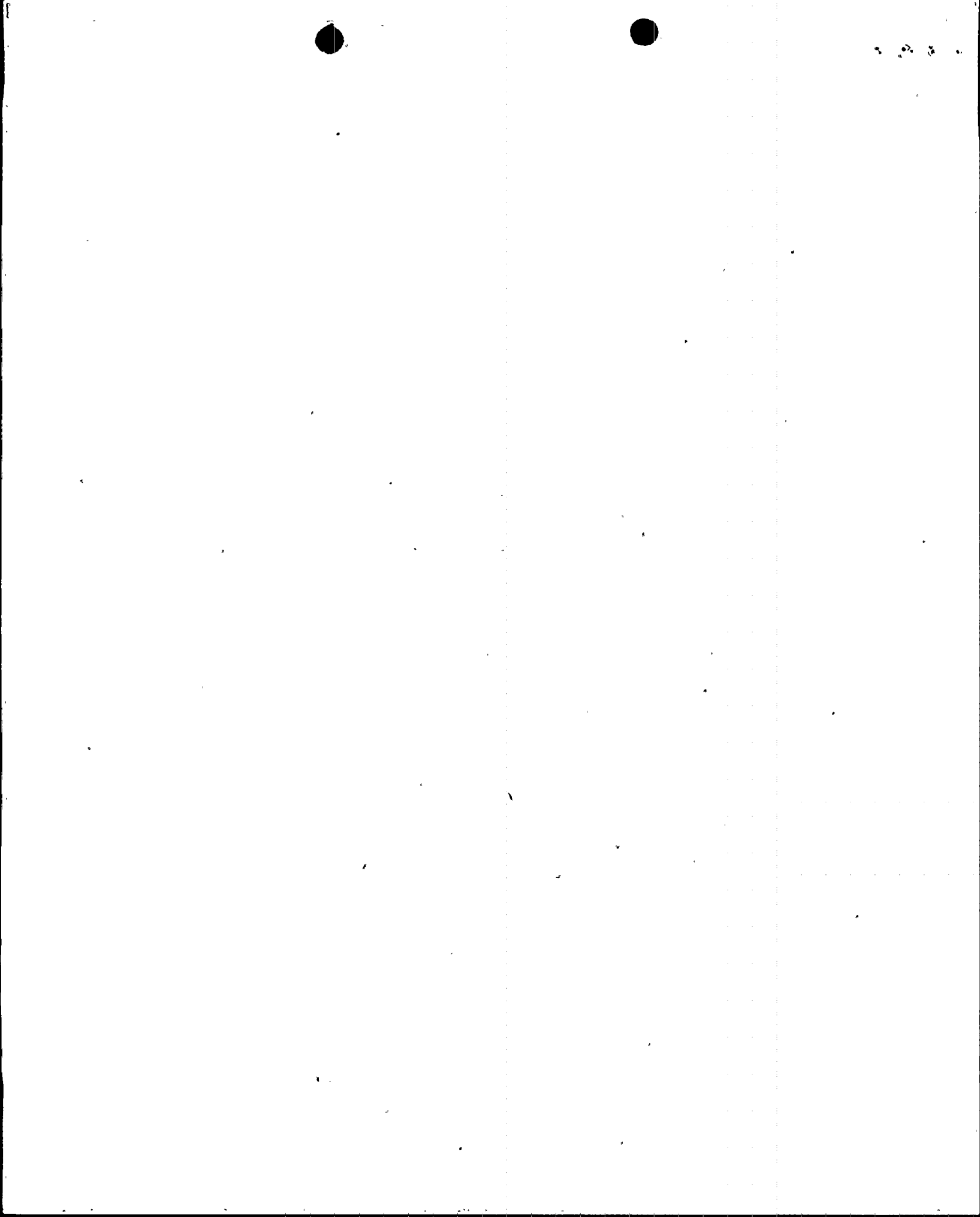
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ROBERT A. GINSBURG  
Dade County Attorney  
1626 Dade County Courthouse  
Miami, Florida 33130

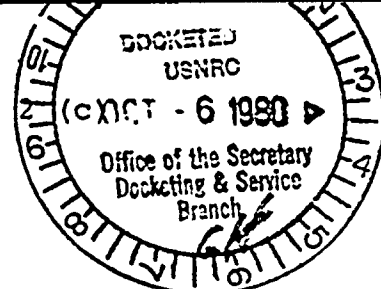
BY: Burt L. Saunders

Burt L. Saunders  
Assistant County Attorney

October 1, 1980







RESOLUTION NO. R-1022-80

RESOLUTION DIRECTING THE DADE COUNTY ATTORNEY'S OFFICE TO INTERVENE PURSUANT TO NUCLEAR REGULATORY COMMISSION RULE 2.715(c) IN THE MATTER OF FLORIDA POWER AND LIGHT COMPANY (TURKEY POINT NUCLEAR GENERATING UNITS NOS. 3 AND 4), DOCKET NOS. 50-250 AND 251 (PROPOSED AMENDMENTS TO OPERATING LICENSES TO PERMIT STEAM GENERATOR REPAIR)

WHEREAS, Florida Power & Light Company has petitioned the Nuclear Regulatory Commission of the United States for a license to repair Turkey Point Units Nos. 3 and 4; and

WHEREAS, Florida Power & Light Company has contracted with Westinghouse Electric Corporation to make these repairs; and

WHEREAS, several issues of interest to the citizens of Metropolitan Dade County, such as the possible environmental effects on Biscayne Bay, the Biscayne Aquifer and the County drinking water supply, and the storage of radioactive waste in Dade County, must be considered by the Nuclear Regulatory Commission in its review of the proposed plans and licensing thereof; and

WHEREAS, no other governmental entity can adequately represent and protect the interest of Metropolitan Dade County whose interest is most directly affected by these repairs due to the location of the Turkey Point Nuclear facility; and

WHEREAS, it is the desire of this Board to ensure that all matters of interest to the County and the citizens thereof, are fully addressed and considered prior to the commencement of maintenance and repair work above-described at Turkey Point,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA:

Section 1. The County Attorney is hereby authorized and directed to petition the Nuclear Regulatory Commission of the United States for permission to intervene in proceedings concerning Florida Power & Light Company's application for license to repair Turkey Point Units Nos. 3 and 4, which intervention is provided for by Nuclear



Regulatory Commission Rule 2.715(c), which rule is specifically designed to permit intervention by a County government without that government taking a position with respect to the adversary issues before the Nuclear Regulatory Commission.

Section 2. The County Attorney is directed to submit a bi-monthly report to the Board of County Commissioners on the petition to the Nuclear Regulatory Commission and to obtain prior approval from this Board for expenditures in excess of \$2,500.00.

Section 3. The County Manager is hereby authorized and directed to review the forthcoming Environmental Impact Statement incident to the proposed repairs at Turkey Point Units Nos. 3 and 4, and to prepare comments and testimony concerning the statement, if necessary and appropriate in the determination of this Board.

The foregoing resolution was offered by Commissioner

Harvey Ruvin, who moved its adoption. The motion was seconded by Commissioner Ruth Shack, and upon being put to a vote, the vote was as follows:

Barbara M. Carey	Aye
Clara Oesterle	Aye
William G. Oliver	Aye
Beverly B. Phillips	Aye
James F. Redford, Jr.	Aye
Harvey Ruvin	Aye
Barry D. Schreiber	Aye
Ruth Shack	Aye
Stephen P. Clark	Aye

The Mayor thereupon declared the resolution duly passed and adopted this 2nd day of September, 1980.

DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

RICHARD P. BRINKER, CLERK

Approved by County Attorney as  
to form and legal sufficiency. BLS

By: \_\_\_\_\_  
Deputy Clerk.

