REGULATORY INFORMATION DISTRIBUTION SYSTEM (RIDS)

ACCESSION NBR:8311020418 DOC.DATE: 83/10/26 NOTARIZED: NO DOCKET #
FACIL:50-250 Turkey Point Plant, Unit 3, Florida Power and Light C 05000250
50-251 Turkey Point Plant, Unit 4, Florida Power and Light C 05000251
AUTH.NAME AUTHOR AFFILIATION
WILLIAMS,J.W. Florida Power & Light Co.
RECIP.NAME RECIPIENT AFFILIATION
EISENHUT,D.G. Division of Licensing

SUBJECT: Submits addl info re App B ETS deletion request.Requirement to comply w/consent final Judgement contained in NPDES permit.

DISTRIBUTION CODE: A001S COPIES RECEIVED:LTR 1 ENCL 0 SIZE: 2
TITLE: OR Submittal: General Distribution

NOTES:

	RECIPIENT ID CODE/NAME		COPIES LTTR	COPIES ENCL	RECIPIENT ID CODE/NAME		COPIES LTTR	COPIES ENCL
	NRR ORB1 BC	01	7	7				
INTERNAL:	ELD/HDS4		1	0	NRR/DE/MTEB		1	1
	NRR/DL DIR		1	1	NRR/DL/ORAB		1	0
	NRR/DSI/METB		1	1	NRR/DSI/RAB		1	1
	REG FILE	04	1	1	RGN2		1	1
EXTERNAL:	ACRS	09	6	6	LPDR	03	1	1
	NRC PDR	02	1	1	NSIC	05	1	1
	NTIS		1	1				

Change To Cool

TOTAL NUMBER OF COPIES REQUIRED: LTTR 25 ENCL ~~23~~ 0

FLORIDA POWER & LIGHT COMPANY

October 26, 1983
L-83-527

Office of Nuclear Reactor Regulation
Attention: Mr. Darrell G. Eisenhut, Director
Division of Licensing
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Mr. Eisenhut:

Re: Turkey Point Units 3 & 4
Docket Nos. 50-250 & 50-251
Deletion of the Appendix B,
Environmental Technical Specifications (ETS)

Deletion of the subject Appendix B, Environmental Technical Specifications was requested in previous correspondence to your office. Below you will find, additional information required for the deletion request.

1. Section 2.1, Sub-Section 2.1.1
Requirements to fully comply with the Consent Final Judgement, Civil Action 70-328-CA is included in the Turkey Point Plants NPDES Permit No. FL0001562. At the present time the Turkey Point Plant is legally operating under an expired NPDES Permit and is awaiting issuance of a final permit. The permit was Public Noticed on July 28, 1983 and final issuance is expected in the near furture. Both the currently valid NPDES Permit and The Public Noticed Permit, contain the requirement for compliance with the Consent Final Judgement. The requirement can be found in Part III of the Permits and is stated as follows:

"Notwithstanding any other requirements of this Authorization to Discharge, the permittee shall comply with all applicable provisions of the Final Judgement dated September 10, 1971, in Civil Action Number 70-328-CA issued by U.S. District Judge C. Clyde Atkins of the Southern District of Florida."

Since the requirement to comply with the Consent Final Judgement is in the NPDES Permit, it is unnecessary for it to remain in the ETS and deletion is requested.

2. Section 2.1, Subsection 2.1.2
The authority to exceed Environmental Protection Limits in case of emergency is granted via the Consent Final Judgement. Since EPA is the lead regulatory agency with regard to compliance with the consent Final Judgement, the responsibility for overseeing emergency actions rests with EPA. Therefore, since the NPDES Permit, under EPA jurisdiction, incorporates the Final Judgement conditions, it is unnecesary to retain this Subsection in the Environmental Technical Specifications and deletion is requested.

Cool A100 1/0

3. Section 2.1, Subsection 2.1.3
Notification of cooling system operating limits exceedances is discussed in the Consent Final Judgement and requirements prescribed by it will remain intact due to its incorporation in the NPDES Permit. Thus deletion of this Subsection from the Environmental Technical Specifications is requested.

4. Section 2.2, Subsection 2.2.1
Aquatic chemical monitoring for Turkey Point is regulated by the facility's NPDES Permit. Thus inclusion of residual chlorine requirements in the Technical Specifications constitutes dual federal regulation. Therefore, the chlorine discharge limitation in this Subsection should be deleted.

5. Section 2.2, Subsection 2.2.2
This section readdresses the chlorine issue discussed in Subsection 2.2.1 above. Since the regulation of chemical discharges rests with EPA via the NPDES Permit, it is unnecessary to retain this requirement in the Technical Specifications and deletion is requested.

Very truly yours,

J a de Mastry
on

J. W. Williams, Jr.
Vice President
Nuclear Energy

JWW/SAV/ADB/cab