

U.S. NUCLEAR REGULATORY COMMISSION - - ATOMIC SAFETY AND LICENSING BOARD

RE: Phila.Elec.Co.

Limerick Gen.Sta. Units 1 & 2.

Docket # 50- 352 ~~80353~~ 80353

February 23, 1984.

APPLICATION BY ANTHONY/FOE TO FILE A CONTENTION BASED ON NEW MATTER, ^{1st} ~~1st~~ ^{84 MAR 15 10:42}
PECo's APPLICATION PART 70 TO STORE FUEL AT THE LIMERICK PLANT, SERVED 2/21/84

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

On February 21, 1984 we were served by B.H.Vogler, NRC staff counsel, with an "AMENDED APPLICATION FOR SPECIAL NUCLEAR MATERIAL LICENSE FOR LIMERICK GEN. STA. UNIT NO. 1." (Docket N. 70- 2988). We hereby apply to the Board to allow a filing of a contention based on this new material on behalf of R.L. Anthony and Friends of the Earth in the Delaware Valley.

1. The storing of nuclear fuel at the Limerick plant is a hazard to the community and me and my family personally because the Board is in the process of determining in evidentiary hearings whether the safety related buildings can withstand overpressures and impacts from off-site accidents in Contentions V 3a and V 3b. Until the Board has all the evidence and has ruled that these structures are built to withstand off-site accidents, no fuel can be risked there.

2. The NRC Staff is in the process of ascertaining verification from PECO that the plant " has been designed and constructed in accordance with the regulations and Safety Analysis Report commitments". (Letter 1/10/84 D.G.Eisenhut to E.G. Bauer, Jr. requesting plans for verification within 30 days) Today we were informed by Edward Cullen of Mr. Bauer's staff that PECO plans to submit a proposal on the verification program by March 15. Until this verification has been accomplished to the satisfaction of the NRC Staff no fuel storage can be contemplated because of the hazard stated in Para.1 ,above.

3. The NRC Staff has recently raised questions about the qualification of the Limerick overhead cranes for handling nuclear fuel since they do not have the required load safety factor. No fuel can be brought to the site until this handling equipment has been strengthened, tested, and qualified as per regulations.

4. Even if the buildings and cranes are finally found to meet the NRC standards when the hearing and regulatory processes have been accomplished, no fuel can be brought to the plant until the safety of the public is provided for by approved off-site emergency plans in the event of an accident which could set off a fission process while fuel is being transported to or brought into the plant. Unless emergency plans are prepared and ready, the community cannot be exposed to the risk of nuclear fuel and accidental release of radioactivity.

Cc: Judges Brenner, Cole, Morris,
NRC Staff, M.J. WETTERHAHN, Commonwealth,
City of Phila., other on service list.

Respectfully submitted,
Robert L. Anthony
Box 186, Moylan, Pa. 19065

P.S. We request this filing be added to the record as an exhibit when the hearings resume.

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