

874

9/13/84

DOCKETED
USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'84 SEP 17 AIO:45

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
COMMONWEALTH EDISON COMPANY) Docket Nos. 50-454 OL
) 50-455 OL
(Byron Nuclear Power Station,)
Units 1 & 2))

AGREED MOTION FOR TIME EXTENSION
REGARDING EMERGENCY PLANNING COMMITMENT W

Commonwealth Edison Company ("Applicant"), with the concurrence of DAARE/SAFE and the Rockford League of Women Voters ("Intervenors"), respectfully requests that this Licensing Board extend until November 1, 1984 the time in which Intervenors may file a petition for hearing regarding Commitment W under the March 30, 1983 Emergency Planning Stipulation. In support of this agreed motion, Applicant states as follows:

1. In its Memorandum and Order of July 16, 1984, the Licensing Board granted a time extension until September 14, 1984 for Intervenors to file any petition for hearing under the Emergency Planning Stipulation. As stated in the July 13, 1984 letter to the Licensing Board from counsel for Applicant, Intervenors would use that time to complete their assessment of Applicant's responses that were submitted in satisfaction of the stipulated commitments.

GRANTED SEP 14 1984

For the Atomic Safety and
Licensing Board

Ivan W. Smith
Ivan W. Smith, Chairman

8409180281 840913
PDR ADOCK 05000454
G PDR

DSO2

SEP 13 1984

2. Intervenors have been able to complete their assessment within the September 14 time period with regard to all of the commitments except Commitment W. That commitment concerns Applicant's agreement to communicate with the mayors of Dixon, Rockford, and Rochelle regarding emergency planning matters. In accordance with the terms of Commitment W, Applicant has contacted the mayors. (See Applicants response regarding Commitment W, served on the Licensing Board and parties on June 7, 1984.) The mayors of Rockford and Dixon have since expressed an interest in meeting with Applicant, and meetings have been scheduled for September 13, 1984.

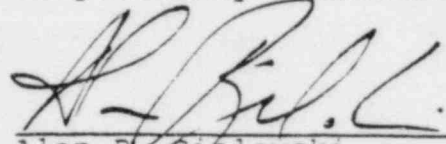
3. Intervenors desire that they have a reasonable amount of time after the mayors' meetings to assess Applicant's resolution of Commitment W. Applicant and Intervenors agree that a time extension until November 1, 1984 is a reasonable amount of time for this purpose.

4. As stated in the July 13 letter from counsel for Applicant, Intervenors have agreed that they can only challenge Applicant's resolution of Commitment W based upon evidence from the mayors that Applicant did not in good faith discuss concerns raised by the mayors or did not in good faith critically review plans proposed by the mayors.

5. Intervenors have reviewed this motion and agree with its terms.

WHEREFORE, this agreed motion for time extension
should be granted.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "A. P. Bielawski", written over a horizontal line.

Alan P. Bielawski
One of the attorneys for
Commonwealth Edison Company

Isham, Lincoln & Beale
Three First National Plaza
Chicago, Illinois 60602
(312) 558-7500