



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

RELATED CORRESPONDENCE

RECEIVED DEC 26 1985

December 16, 1985

Dr. Robert M. Lazo, Chairman
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. Richard F. Cole
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. Emmeth A. Luebke
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

DOCKETED
DOCKETING & SERVICE
BRANCH

In the Matter of
FLORIDA POWER AND LIGHT COMPANY
(Turkey Point Plant, Unit Nos. 3 and 4)
Docket Nos. 50-250, 50-251 OLA-2
(SFP Expansion)

Dear Administrative Judges:

Enclosed for your information is a copy of a December 6, 1985 letter from the NRC Staff to Florida Power and Light Company (Licensee) which relates to the amendment allowing expansion of the spent fuel pool storage capacity. The Staff's letter is in response to a Licensee letter dated November 13, 1985 (also enclosed) indicating that Licensee has withdrawn its request for NRC review of a reanalysis of the spent fuel rack modules with fuel loaded only in the overhanging rows. The Staff states that administrative controls initiated prior to fuel loading in the affected racks preclude any fuel rack lift-off during a seismic event and that the technical analysis supporting the amendment and the conclusions in the Staff's Safety Evaluation remain valid. Consequently, the Staff will take no further action on Licensee's initial request.

Copies of this letter and its enclosures are also being distributed to the parties. Copies of Licensee's original request for NRC Staff review were sent to the Board and parties by letter of Staff counsel, dated February 28, 1985, and more recently by letter of Licensee counsel, dated November 18, 1985.

Sincerely,

8512300355 851216
PDR ADOCK 05000250
G PDR

Mitzi A. Young
Mitzi A. Young
Counsel for NRC Staff

Enclosures: As stated

cc w/encls: Joette Lorion
Harold F. Reis

cc w/o encls: Remainder of service list

DS07



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

DEC 06 1985

Docket Nos. 50-250
and 50-251

Mr. J. W. Williams, Jr., Group Vice President
Nuclear Energy Department
Florida Power and Light Company
Post Office Box 14000
Juno Beach, Florida 33408

Dear Mr. Williams:

Reference: TAC Numbers 56805 and 56808

SUBJECT: SPENT FUEL STORAGE FACILITY

By letter dated November 13, 1985, you have withdrawn your February 1, 1985, request for NRC review of a reanalysis of the spent fuel rack modules with only overhanging rows loaded with fuel. You further indicated that fuel placement in the new spent fuel racks will be controlled in accordance with the bases supporting amendments 111 and 105 to the operating licenses for the Turkey Point Plant Units 3 and 4, respectively, as stated in your February 1, 1985, letter.

As indicated in our letter of February 26, 1985, the NRC staff's Safety Evaluation and supporting Technical Evaluation Report conclusions in support of amendments 111 and 105 remain valid due to the administrative controls initiated when you became aware of the potential need for the controls. These controls, which were initiated prior to any fuel loading in the affected racks, preclude the possibility of any separation of the rack modules from the pool liner floor during a seismic event. You have indicated that any changes will be reviewed in accordance with the provisions of 10 CFR 50.59. Should your review indicate that a technical specification change is required or an unreviewed safety question exists, you will request NRC review and approval in accordance with 10 CFR 50.59(c).

Therefore, based on the above, we will take no action on your initial request and close out the above referenced TAC numbers.

Sincerely,

for Jon B. Hopkins

Daniel G. McDonald, Project Manager
PWR Project Directorate #2, NRR

J. W. Williams, Jr.
Florida Power and Light Company

cc: Harold F. Reis, Esquire
Newman and Holtzinger P.C.
1615 L Street, N.W.
Washington, DC 10036

Mr. Jack Shreve
Office of the Public Counsel
Room 4, Holland Building
Tallahassee, Florida 32304

Norman A. Coll, Esquire
Steel, Hector and Davis
4000 Southeast Financial
Center
Miami, Florida 33131-2398

Mr. Ken N. Harris, Vice President
Turkey Point Nuclear Plant
Florida Power and Light Company
P.O. Box 013100
Miami, Florida 33101

Mr. M. R. Stierheim
County Manager of Metropolitan
Dade County
Miami, Florida 33130

Resident Inspector
Turkey Point Nuclear Generating Station
U.S. Nuclear Regulatory Commission
Post Office Box 57-1185
Miami, Florida 33257-1185

Regional Radiation Representative
EAP Region IV
345 Courtland Street, N.W.
Atlanta, GA 30308

Intergovernmental Coordination
and Review
Office of Planning & Budget
Executive Office of the Governor
The Capitol Building
Tallahassee, Florida 32301

Turkey Point Plants
Units 3 and 4

Administrator
Department of Environmental
Regulation
Power Plant Siting Section
State of Florida
2600 Blair Stone Road
Tallahassee, Florida 32301

James P. O'Reilly
Regional Administrator, Region II
U.S. Nuclear Regulatory Commission
Suite 2900
101 Marietta Street
Atlanta, GA 30303

Martin H. Hodder, Esquire
1131 N. E. 86th Street
Miami, Florida 33138

Joette Lorian
7269 SW 54 Avenue
Miami, Florida 33143

Mr. Chris J. Baker, Plant Manager
Turkey Point Nuclear Plant
Florida Power and Light Company
P.O. Box 013100
Miami, Florida 33101

Attorney General
Department of Legal Affairs
The Capitol
Tallahassee, Florida 32304

Mr. Allan Schubert, Manager
Public Health Physicist
Department of Health and
Rehabilitative Services
1323 Winewood Blvd.
Tallahassee, Florida 32301



NOV 18 1985

L-85-409

Office of Nuclear Reactor Regulation
Attention: Mr. Steven A. Varga, Chief
Operating Reactors Branch #1
Division of Licensing
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

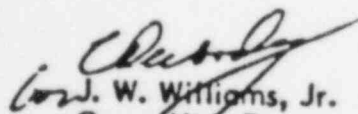
Dear Mr. Varga:

Re: Turkey Point Units 3 and 4
Docket Nos. 50-250 and 50-251
Spent Fuel Storage Facility
NRC TAC Nos. 56805 and 56808

By letter dated February 1, 1985, FPL requested NRC review of a reanalysis of the spent fuel rack modules with only overhanging rows loaded with fuel. Mr. D. G. McDonald's letter of February 26, 1985 stated that the FPL request for review of the reanalysis represented a change in a basis supporting Amendments III and 105 to the operating licenses for Turkey Point Units 3 and 4 respectively, and that FPL could make such changes without prior NRC approval provided that a review performed in accordance with the provisions of 10 CFR 50.59 determined that neither an explicit technical specification change nor an unreviewed safety question is involved.

On the basis of Mr. McDonald's letter, FPL withdraws its February 1, 1985 request. As stated in our February 1 letter, fuel placement in the new spent fuel racks will be controlled in accordance with the basis supporting Amendments III and 105. Any change to that basis will be reviewed in accordance with the provisions of 10 CFR 50.59. Should a 10 CFR 50.59 review indicate that a technical specification change is required or an unreviewed safety question exists, FPL will request NRC approval in accordance with 10 CFR 50.59(c).

Very truly yours,


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

JWW/TCG/cab

cc: ✓ Harold F. Reis, Esquire
Dr. J. Nelson Grace, NRC Region II