

c. The requester's areas of concern about the licensing activity that is the subject matter of the proceeding; and,

3. The circumstances establishing that the request for a hearing is timely in accordance with Sec. 2.1205(d).

For Further Information: The application for the license amendment and supporting documentation are available for review at NRC's Public Electronic Reading Room, at <http://www.nrc.gov/reading-rm/adams.html>. The accession [file] number for this document is ML022550372. Any questions with respect to this action should be referred to Mr. William Snell, Decommissioning Branch, Region III, U.S. Nuclear Regulatory Commission, 801 Warrenville Road, Lisle, IL 60532-4351. Telephone: (630) 829-9871.

Dated at Lisle, Illinois, this 4th day of October 2002.

Christopher G. Miller,

Chief, Decommissioning Branch, Division of Nuclear Material Safety, Region III.

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NUCLEAR REGULATORY COMMISSION

[Docket 72-17]

Portland General Electric Company; Issuance of Environmental Assessment and Finding of No Significant Impact Regarding the Proposed Amendment to Materials License No. SNM-2509

The U. S. Nuclear Regulatory Commission (NRC or Commission) is considering issuance of an amendment, pursuant to 10 CFR 72.56, to Special Nuclear Material License No. 2509 (SNM-2509) held by Portland General Electric Company (PGE) for the Trojan independent spent fuel storage installation (ISFSI). The requested amendment would revise the ISFSI license (SNM-2509) and the Technical Specifications (TS) of SNM-2509 to specifically permit the use of portions of the Holtec International dry storage cask system to store spent fuel at the Trojan ISFSI.

Environmental Assessment (EA)

Identification of Proposed Action: By letter dated October 26, 2001, as supplemented, PGE requested an amendment to revise the license (SNM-2509) and the TS of SNM-2509 for the Trojan ISFSI. The changes would specifically permit the use of the Holtec International Multi-Purpose Canister (MPC) to store spent fuel. The Holtec International MPC is proposed to be

compatible, with minor modification, to the pre-existing TranStor concrete cask design at the Trojan ISFSI currently designed for use with the TranStor pressurized water reactor fuel (PWR) basket. This amendment requests the TranStor PWR basket design be supplanted with the Holtec International MPC design. No changes to the specifications for the fuel to be stored at the Trojan ISFSI were requested.

Need for the Proposed Action: The proposed action is necessary to allow for storage of spent fuel in dry casks. PGE was licensed to use the TranStor Storage System for SNF comprised of the concrete cask and PWR basket. The PWR basket design was subsequently determined to be unusable. Without this amendment PGE will be unable to load spent nuclear fuel (SNF) at the Trojan site. If unable to store SNF, PGE will not be able to continue decommissioning of the Trojan site unless an alternative means for storing SNF is found.

Environmental Impacts of the Proposed Action: In 1999 the NRC issued a license to PGE to construct and operate the Trojan ISFSI. Prior to this action the NRC examined the environmental impacts of constructing and operating the Trojan ISFSI and issued an environmental assessment and finding of no significant impact. See 61 FR 64378, December 4, 1996. The NRC has completed its evaluation of the proposed action and concludes that granting the request for amendment to allow the storage of spent fuel assemblies using the TranStor concrete cask and Holtec International MPC, will not increase the probability or consequence of accidents beyond that bounded by previous analysis. No changes are being made in the types of any effluents that may be released offsite. With regard to radiological impacts, the change from the TranStor PWR basket design to the Holtec International MPC design will yield an increase in neutron and gamma dose rates at the cask surface. However, the dose rates remain below regulatory limits for occupational exposures and public radiation exposures. Moreover, the dose rates comply with the applicable regulatory criteria specified in 10 CFR part 20, and 10 CFR 72.104 and 72.106. As a result, there are no significant radiological environmental impacts associated with the proposed action.

The amendment only affects the requirements associated with the design of the fuel basket and does not affect non-radiological plant effluents or any other aspects of the environment. Therefore, there are no significant non-

radiological environmental impacts associated with the proposed action.

Accordingly, the Commission concludes that there are no significant environmental impacts associated with the proposed action.

Alternative to the Proposed Action: The alternative to the proposed action would be to deny the request for amendment (*i.e.*, the "no-action" alternative). Denial of the proposed action would result in PGE continuing to store SNF in the Trojan spent fuel storage pool. Without dry cask storage, PGE would be unable to continue with decommissioning of the Trojan site. The Trojan Nuclear Power Plant has been permanently shut down. Delaying decommissioning of the Trojan site and maintaining the SNF in the spent fuel storage pool could potentially lead to greater occupational exposure than dry cask storage due to the proximity of workers to the fuel. The environmental impacts of the alternative action could be greater than the proposed action.

Given that the alternative action of denying the approval for amendment has no lesser environmental impacts associated with it, and considering that the proposed action would result in storage of fuel at the Trojan ISFSI, which has already been approved under a site specific license, the Commission concludes that the preferred alternative is to grant this amendment.

Agencies and Persons Consulted: On September 17, 2002, Mr. Adam Bless of the Oregon Office of Energy, Energy Resources Division, was contacted regarding the proposed action and had no concerns.

Finding Of No Significant Impact

The environmental impacts of the proposed action have been reviewed in accordance with the requirements set forth in 10 CFR part 51. Based upon the foregoing Environmental Assessment, the Commission finds that the proposed action of granting an amendment to permit the use of the Holtec International MPC and the TranStor concrete cask to store SNF at the Trojan ISFSI will not significantly impact the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed amendment.

For further details with respect to this amendment, see the application dated October 26, 2001, which is available for public inspection at the Commission's Public Document Room, One White Flint North Building, 11555 Rockville Pike, Rockville, MD or from the publically available records component of NRC's Agencywide Documents

Access and Management System (ADAMS) under Accession No. ML013060075. The NRC maintains ADAMS, which provides text and image files of NRC's public documents. These documents may be accessed through the NRC's Public Electronic Reading Room on the Internet at <http://www.nrc.gov/reading-rm/adams.html>. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at 1 (800) 397-4209, (301) 415-4737 or by email to pdrc@nrc.gov.

Dated at Rockville, Maryland, this 4th day of October, 2002.

For the Nuclear Regulatory Commission.

E. William Brach,

Director, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards.

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NUCLEAR REGULATORY COMMISSION

Advisory Committee on Nuclear Waste; Procedures for Meetings

Background

This notice describes procedures to be followed with respect to meetings conducted pursuant to the Federal Advisory Committee Act by the Nuclear Regulatory Commission's (NRC's) Advisory Committee on Nuclear Waste (ACNW). These procedures are set forth so that they may be incorporated by reference in future notices for individual meetings.

The ACNW advises the NRC on technical issues related to nuclear materials and waste management. The bases of ACNW review include 10 CFR parts 20, 60, 61, 63, 70, 71, and 72 and other applicable regulations and legislative mandates, such as the Nuclear Waste Policy Act, the Low-Level Radioactive Waste Policy Act and amendments, and the Uranium Mill Tailings Radiation Control Act, as amended. The Committee's reports become a part of the public record.

The ACNW meetings are normally open to the public and provide opportunities for oral or written statements from members of the public to be considered as part of the Committee's information gathering process. The meetings are not adjudicatory hearings such as those conducted by the NRC's Atomic Safety and Licensing Board Panel as part of the Commission's licensing process. ACNW meetings are conducted in accordance

with the Federal Advisory Committee Act.

General Rules Regarding ACNW Meetings

An agenda is published in the **Federal Register** for each full Committee meeting and is available on the internet at <http://www.nrc.gov/ACRSACNW>. There may be a need to make changes to the agenda to facilitate the conduct of the meeting. The Chairman of the Committee is empowered to conduct the meeting in a manner that, in his/her judgment, will facilitate the orderly conduct of business, including making provisions to continue the discussion of matters not completed on the scheduled day during another meeting. Persons planning to attend the meeting may contact the Designated Federal Official specified in the individual **Federal Register** Notice prior to the meeting to be advised of any changes to the agenda that may have occurred. This individual can be contacted between 7:30 a.m. and 3:30 p.m., Eastern Time.

The following requirements shall apply to public participation in ACNW meetings:

(a) Persons wishing to submit written comments regarding the agenda items may do so by sending a readily reproducible copy addressed to the Designated Federal Official specified in the **Federal Register** Notice for the individual meeting in care of the Advisory Committee on Nuclear Waste, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Comments should be in the possession of the Designated Federal Official prior to the meeting to allow time for reproduction and distribution. Comments should be limited to topics being considered by the Committee. Written comments may also be submitted by providing a readily reproducible copy to the Designated Federal Official at the beginning of the meeting.

(b) Persons desiring to make oral statements at the meeting should make a request to do so to the Designated Federal Official. If possible, the request should be made five days before the meeting, identifying the topics to be discussed and the amount of time needed for presentation so that orderly arrangements can be made. The Committee will hear oral statements on topics being reviewed at an appropriate time during the meeting as scheduled by the Chairman.

(c) Information regarding topics to be discussed, changes to the agenda, whether the meeting has been canceled or rescheduled, and the time allotted to present oral statements can be obtained by contacting the Designated Federal

Official between 7:30 a.m. and 3:30 p.m., Eastern Time.

(d) The use of still, motion picture, and television cameras will be permitted at the discretion of the Chairman and subject to the condition that the physical installation and presence of such equipment will not interfere with the conduct of the meeting. The Designated Federal Official will have to be notified prior to the meeting and will authorize the installation or use of such equipment after consultation with the Chairman. The use of such equipment will be restricted as is necessary to protect proprietary or privileged information that may be in documents, folders, etc., in the meeting room. Electronic recordings will be permitted only during those portions of the meeting that are open to the public.

(e) A transcript is kept for certain open portions of the meeting and will be available in the NRC Public Document Room (PDR), One White Flint North, Room O-1F21, 11555 Rockville Pike, Rockville, MD 20852-2738. ACRS meeting agenda, transcripts, and letter reports are available through the NRC Public Document Room at pdrc@nrc.gov, by calling the PDR at 1-800-394-4209, or from the Publicly Available Records System (PARS) component of NRC's document system (ADAMS) which is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> or <http://www.nrc.gov/reading-rm/doc-collections/>. A copy of the certified minutes of the meeting will be available at the same location on or before three months following the meeting. Copies may be obtained upon payment of appropriate reproduction charges.

(f) Video teleconferencing service is available for observing open sessions of some ACNW meetings. Those wishing to use this service for observing ACNW meetings should contact Mr. Theron Brown, ACNW Audio Visual Technician, (301-415-8066) between 7:30 a.m. and 3:30 p.m. Eastern Time at least 10 days before the meeting to ensure the availability of this service. Individuals or organizations requesting this service will be responsible for telephone line charges and for providing the equipment and facilities that they use to establish the video teleconferencing link. The availability of video teleconferencing services is not guaranteed.

ACNW Working Group Meetings

ACNW Working Group meetings will also be conducted in accordance with these procedures, as appropriate. When Working Group meetings are held at