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- ACRS (16)
- H. Denton

Docket No. 50-247

Mr. William J. Cahill, Jr.
 Vice President
 Consolidated Edison Company
 of New York, Inc.
 4 Irving Place
 New York, New York 10003

Dear Mr. Cahill:

The Commission has filed the enclosed "Notice of Proposed Issuance of Amendment to Facility Operating License" with the Office of the Federal Register for publication. The notice relates to your application dated September 7, 1979 for increase in spent fuel storage capacity at Indian Point, Unit No. 2 and the associated Final Design Report dated May 6, 1980.

Sincerely,

Original signed by:
 S. A. Varga

Steven A. Varga, Chief
 Operating Reactors Branch #1
 Division of Licensing

Enclosure:
 "Notice of Proposed Issuance
 of Amendment to Facility
 Operating License"

cc: w/enclosure
 See next page

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*SEE PREVIOUS YELLOW FOR CONC.

OFFICE	DOR:ORB1*	DOR:ORB1*	DL:ORB1	DL:AD:OR	OELD*
SURNAME	LN Olshan:jb	CSParrish	SAVarga	TNovak	SLewis
DATE	09/12/79	09/12/79	05/15/80	08/ / 80	09/ /79

DISTRIBUTION

Docket File 50-247 ACRS (16)
 NRC PDR TERA
 ORB1 Rdg J. Buchanan
 Local PDR H. Denton
 NRR Rdg
 D. Eisenhut
 W. Gammill
 B. Grimes
 T. J. Carter
 C. Parrish
 L. Olshan
 A. Schwencer
 OELD
 I&E (2)
~~XXXXXXXX~~
 B. Scharf (2)
 C. Miles
 J. Bishop, OELD

Docket No. 50-247

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 Vice President
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 4 Irving Place
 New York, New York 10003

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Sincerely,

A. Schwencer, Chief
 Operating Reactors Branch #1
 Division of Operating Reactors

Enclosure:
 "Notice of Proposed Issuance
 of Amendment to Facility
 Operating License"

cc: w/enclosure
 See next page

5/12/80

See correction
 I was advised by
 Lenny Olshan that
 he intends to
 withhold a
 until a
 complete
 +ion
 I concur
 with
 the
 Steve

OFFICE	DOR:ORB1	DOR:ORB1	DOR:ORB1	DOR:ADSORP	OELD
SURNAME	LNOlshan:jb	CSparrish	ASchwencer	WPGammill	
DATE	09/12/79	09/17/79	09/12/79	09/12/79	09/17/79



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

May 19, 1980

Docket No. 50-247

Mr. William J. Cahill, Jr.
Vice President
Consolidated Edison Company
of New York, Inc.
4 Irving Place
New York, New York 10003

Dear Mr. Cahill:

The Commission has filed the enclosed "Notice of Proposed Issuance of Amendment to Facility Operating License" with the Office of the Federal Register for publication. The notice relates to your application dated September 7, 1979 for increase in spent fuel storage capacity at Indian Point, Unit No. 2 and the associated Final Design Report dated May 6, 1980.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven A. Varga".

Steven A. Varga, Chief
Operating Reactors Branch #1
Division of Licensing

Enclosure:
"Notice of Proposed Issuance
of Amendment to Facility
Operating License"

cc: w/enclosure
See next page

Mr. William J. Cahill, Jr.

Consolidated Edison Company of New York, Inc. - 2 -

May 19, 1980

cc: White Plains Public Library
100 Martine Avenue
White Plains, New York 10601

Joseph D. Block, Esquire
Executive Vice President
Administrative
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of New York, Inc.
4 Irving Place
New York, New York 10003

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Law Department
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Nuclear Licensing Engineer
Consolidated Edison Company
of New York, Inc.
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New York, New York 10003

Dr. Lawrence R. Quarles
Apartment 51
Kendal at Longwood
Kennett Square, Pennsylvania 19348

Theodore A. Rebelowski
Resident Inspector
U. S. Nuclear Regulatory Commission
P. O. Box 38
Buchanan, New York 10511

John D. O'Toole
Assistant Vice President
Consolidated Edison Company
of New York, Inc.
4 Irving Place
New York, New York 10003

Ms. Ellyn Weiss
Sheldon, Harmon and Weiss
1725 I Street, N.W.
Suite 506
Washington, D. C. 20006

UNITED STATES NUCLEAR REGULATORY COMMISSION

DOCKET NO. 50-247

CONSOLIDATED EDISON COMPANY OF NEW YORK

NOTICE OF PROPOSED ISSUANCE OF AMENDMENT TO

FACILITY OPERATING LICENSE

The United States Nuclear Regulatory Commission (the Commission) has under consideration an application by Consolidated Edison Company of New York (the licensee) to expand spent fuel storage capacity from 482 to 980 fuel assemblies. This application has been made for the Indian Point Nuclear Generating Plant, Unit No. 2 located in Buchanan, Westchester County, New York, which the licensee operates under Facility Operating License No. DPR-26.

Prior to approval of this application for increased spent fuel storage capacity, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

By June 27, 1980 the licensee may file a request for a hearing with respect to approval of the application for increase in spent fuel storage capacity and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings"

in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As requested by 10 CFR §2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition, but such an amended petition must satisfy the specificity requirements described above.

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Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, the petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

A request for a hearing or a petition for leave to intervene shall be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D. C. by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner or representative for the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325-6000 (in Missouri (800) 342-6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to

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Steven A. Varga: (petitioner's name and telephone number); date petition was mailed); Indian Point Nuclear Generating Plant, Unit No. 2; and (publication date and page number of this FEDERAL REGISTER notice).

A copy of the petition should also be send to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to Joseph D. Block, Esquire, Executive Vice President, Administrative, Consolidated Edison Company of New York, Inc., 4 Irving Place, New York, New York 10003, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a late petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR §2.714(a)(i)-(v) and §2.714(d).

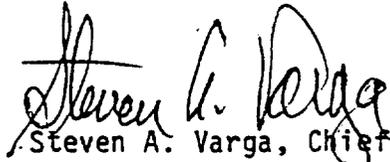
For further details with respect to this action, see the licensee application for increase in spent fuel storage capacity dated September 7,

- 5 -

1979, and the Final Design Report dated May 6, 1980 which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D. C., and at the White Plains Public Library, 100 Martine Avenue, White Plains, New York 10601.

Dated at Bethesda, Maryland this 19th day of May, 1980.

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in black ink, appearing to read "Steven A. Varga". The signature is written in a cursive style with a large initial "S" and "V".

Steven A. Varga, Chief
Operating Reactors Branch #1
Division of Licensing