

Docket File
50-286

REGULATORY DOCKET FILE COPY

Docket No. 50-286

SEPTEMBER 12 1980

Mr. George T. Berry, President
and Chief Operating Officer
Power Authority of the State of New York
10 Columbus Circle
New York, New York 10019

Dear Mr. Berry:

The Commission has issued the enclosed Amendment No. 33 to Facility Operating License No. DPR-64 for the Indian Point Nuclear Generating Unit No. 3 in response to your submittal of April 30, 1980 as revised June 20, 1980.

The amendment modifies License No. DPR-64 to include a requirement to maintain a Safeguards Contingency Plan to be fully implemented, in accordance with 10 CFR 73.40(b), within 30 days of this approval by the Commission.

We have completed our review and evaluation of your Safeguards Contingency Plan and have concluded that the plan for your facility, when fully implemented, will provide the protection needed to meet the general performance requirements of 10 CFR 50.54(p) and 73.40(b) and the objectives of the specific requirements of 10 CFR 73.55(h) and Appendix C to 10 CFR 73. We, therefore, further conclude that your Safeguards Contingency Plan is acceptable.

Changes which would not decrease the effectiveness of your approved Safeguards Contingency Plan may be made without approval by the Commission pursuant to the authority of 10 CFR 50.54(p). A report containing a description of each change shall be furnished to the Director, Office of Nuclear Reactor Regulation, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, with a copy to the appropriate NRC Regional Office within two months after the change is made. Records of changes made without Commission approval shall be maintained for a period of two years from the date of the change.

This amendment applies to the Safeguards Contingency Plan and therefore does not authorize a change in effluent types or total amounts nor an increase in power level, and will not result in any significant environmental impact.

~~3000260597~~

OFFICE					
SURNAME					
DATE					

Mr. George T. Berry
Power Authority of the State of New York - 2 -

Having made this determination, we have further concluded that this amendment involves an action which is insignificant from the standpoint of environmental impact and pursuant to 10 CFR 51.5(d)(4) that an environmental impact statement, or negative declaration and environmental impact appraisal need not be prepared in connection with the issuance of this amendment.

Since this amendment applies to the Safeguards Contingency Plan, it does not involve significant new safety information of a type not considered by a previous Commission safety review of the facility. It does not involve a significant decrease in the probability or consequences of an accident, does not involve a significant decrease in a safety margin, and therefore does not involve a significant hazards consideration. We have also concluded that there is reasonable assurance that the health and safety of the public will not be endangered by this action and that the issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public.

We will continue to withhold your Safeguards Contingency Plan and related materials from public disclosure in accordance with the provisions of 10 CFR 2.790(d).

A copy of the Notice of Issuance is also enclosed.

Sincerely,

Original signed by
S. A. Varga

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

Enclosures:

1. Amendment No. 33 to DPR-64
2. Notice of Issuance

cc: w/enclosures
See next page

OFFICE						
SURNAME						
DATE						

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 ACRS (16)
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 B. Scharf (10)
 C. Miles
 C. Stephens
 R. Diggs

*These concurrences are not required because the previously concurred in Calvert Cliffs (LEAD) package was followed.

OFFICE	DL:ORB1	DL:ORB1	DL:ORB1	DL:AD:OR	OELD*	SGPL*
<i>#12</i>	LN Olshan:jb	CS Parrish <i>cp</i>	SA Varga	TM Novak		GW McCorkle...
DATE	09/9/80	09/9/80	09/10/80	09/11/80	09/.../80	09/.../80



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

September 12, 1980

Docket No. 50-286

Mr. George T. Berry, President
and Chief Operating Officer
Power Authority of the State of New York
10 Columbus Circle
New York, New York 10019

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The amendment modifies License No. DPR-64 to include a requirement to maintain a Safeguards Contingency Plan to be fully implemented, in accordance with 10 CFR 73.40(b), within 30 days of this approval by the Commission.

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Mr. George T. Berry

Power Authority of the State of New York - 2 -

September 12, 1980

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Sincerely,


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

Enclosures:

1. Amendment No. 33 to DPR-64
2. Notice of Issuance

cc: w/enclosures
See next page

Mr. George T. Berry
Power Authority of the State of New York - 3 -

September 12, 1980

cc: White Plains Public Library
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New York, New York 10019

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Buchanan, New York 10511

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10 Columbus Circle
New York, New York 10019

Mr. George T. Berry

Power Authority of the State of New York - 4 -

September 12, 1980

cc: Director, Technical Assessment Division
Office of Radiation Programs (AW-459)
U. S. Environmental Protection Agency
Crystal Mall #2
Arlington, Virginia 20460

U. S. Environmental Protection Agency
Region II Office
ATTN: EIS COORDINATOR
26 Federal Plaza
New York, New York 10007



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

POWER AUTHORITY OF THE STATE OF NEW YORK

DOCKET NO. 50-286

INDIAN POINT STATION, UNIT NO. 3

AMENDMENT TO FACILITY OPERATING LICENSE

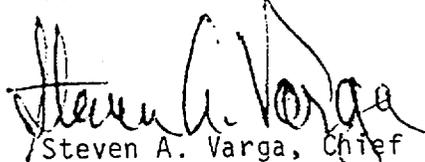
Amendment No. 33
License No. DPR-64

1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The filing by Power Authority of the State of New York (the licensee) dated April 30, 1980 with revision dated June 20, 1980, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I;
 - B. The facility will operate in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;
 - C. There is reasonable assurance (i) that the activities authorized by this amendment can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations;
 - D. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - E. The issuance of this amendment is in accordance with 10 CFR Part 51 of the Commission's regulations and all applicable requirements have been satisfied.
2. Accordingly, Facility Operating License No. DPR-64 is hereby amended as follows:
 - (1) Renumber paragraph 2.K as 2.L.
 - (2) Change paragraph 2.K to read as follows:

2.K The licensee shall fully implement and maintain in effect all provisions of the Commission-approved Safeguards Contingency Plan, including amendments and changes made pursuant to the authority of 10 CFR 50.54(p). The approved Contingency Plan consists of documents withheld from public disclosure pursuant to 10 CFR 2.790(d) identified as "Indian Point 3 Safeguards Contingency Plan" dated April 25, 1980 and revised June 20, 1980, submitted pursuant to 10 CFR 73.40. The Contingency Plan shall be fully implemented, in accordance with 10 CFR 73.40(b), within 30 days of this approval by the Commission.

3. The license amendment is effective as of the date of issuance.

FOR THE NUCLEAR REGULATORY COMMISSION



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

Date of Issuance: September 12, 1980

UNITED STATES NUCLEAR REGULATORY COMMISSIONDOCKET NO. 50-286POWER AUTHORITY OF THE STATE OF NEW YORKNOTICE OF ISSUANCE OF AMENDMENT TO FACILITY
OPERATING LICENSE

The U. S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 33 to Facility Operating License No. DPR-64 issued to the Power Authority of the State of New York (the licensee), which revised the license for operation of the Indian Point Nuclear Generating Unit No. 3 (the facility), located in Westchester County, New York. The amendment is effective as of the date of issuance and is to be fully implemented within 30 days of Commission approval in accordance with the provisions of 10 CFR 73.40(b).

The amendment adds a license condition to include the Commission-approved Safeguards Contingency Plan as part of the license.

The licensee's filing complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the issuance of this amendment.

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The licensee's filing dated April 30, 1980, revised June 20, 1980 are being withheld from public disclosure pursuant to 10 CFR 2.790(d). The withheld information is subject to disclosure in accordance with the provisions of 10 CFR 9.12.

For further details with respect to this action, see (1) Amendment No. 33 to License No. DPR-64 and (2) the Commission's related letter to the licensee dated September 12, 1980. These items 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 Market Avenue, White Plains, New York. A copy of items (1) and (2) may be obtained upon request addressed to the U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 12th day of September, 1980.

FOR THE NUCLEAR REGULATORY COMMISSION


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