

February 8, 1995

Mr. William J. Cahill, Jr.
Executive Vice President - Nuclear
Generation
Power Authority of the State
of New York
123 Main Street
White Plains, NY 10601

SUBJECT: ADMINISTRATIVE ERROR IN ISSUANCE OF FACILITY OPERATING LICENSE
AMENDMENT NO. 157 - INDIAN POINT NUCLEAR GENERATING UNIT NO. 3
(TAC NO. M89352)

Dear Mr. Cahill:

By NRC letter dated January 13, 1995, Amendment No. 157 was issued to Facility Operating License No. DPR-64 for Indian Point Nuclear Generating Unit No. 3 (IP3). The amendment relocated the fire protection requirements from the technical specifications to other administrative procedures and revised the operating license to include the NRC's standard fire protection license condition. Due to an administrative error, the instructions issued for modifying the operating license contained incorrect information. Specifically, the new paragraph 2.H (the standard fire protection license condition), which was to replace the existing paragraph 2.H, should have been located on page 5 of the operating license, not page 7 as stated in the amendment. In addition, the new page 5 (referred to as page 7) was not included as an attachment to Amendment No. 157.

Enclosed is the correct page 5 of Facility Operating License DPR-64 that should have been issued with Amendment No. 157. Please update the IP3 operating license accordingly. If you have any questions, please contact me at (301) 415-1421.

Sincerely,

Original signed by

Nicola F. Conicella, Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-286

Enclosure: Corrected page
cc w/encl: See next page

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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

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Sincerely,

A handwritten signature in cursive script, appearing to read "N. F. Conicella".

Nicola F. Conicella, Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-286

Enclosure: Corrected page

cc w/encl: See next page

William J. Cahill, Jr.
Power Authority of the State
of New York

Indian Point Nuclear Generating
Station Unit No. 3

cc:

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Resident Inspector
Indian Point 3 Nuclear Power Plant
U.S. Nuclear Regulatory Commission
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White Plains, NY 10601

Union of Concerned Scientists
Attn: Mr. Robert D. Pollard
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Washington, DC 20036

Ms. Donna Ross
New York State Energy Office
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16th Floor
Albany, NY 12223

Charles Donaldson, Esquire
Assistant Attorney General
New York Department of Law
120 Broadway
New York, NY 10271

- F. This amended license is also subject to appropriate conditions imposed by the New York State Department of Environmental Conservation in its letter of May 2, 1975, to Consolidated Edison Company of New York, Inc., granting a Section 401 certification under the Federal Water Pollution Control Act Amendments of 1972.
- 2.G The licensee shall fully implement and maintain in effect all provisions of the Commission-approved physical security, guard training and qualification, and safeguards contingency plans including amendments made pursuant to provisions of the Miscellaneous Amendments and Search Requirements revisions to 10 CFR 73.55 (51 FR 27817 and 27822) and to the authority of 10 CFR 50.90 and 10 CFR 50.54(p). The plans, which contain Safeguards Information protected under 10 CFR 73.21, are entitled: "Indian Point 3 Nuclear Power Plant Physical Security Plan," with revisions submitted through December 14, 1987; "Indian Point 3 Nuclear Power Plant Modified Amended Security Force Guard Training and Qualification Plan," with revisions submitted through October 22, 1984; and "Indian Point 3 Nuclear Power Plant Security Contingency Plan," with revisions submitted through June 20, 1980. Changes made in accordance with 10 CFR 73.55 shall be implemented in accordance with the schedule set forth therein.
- H. The licensee shall implement and maintain in effect all provisions of the approved Fire Protection Program as described in the Final Safety Analysis Report for Indian Point Nuclear Generating Unit No. 3 and as approved in NRC fire protection safety evaluations (SEs) dated September 21, 1973, March 6, 1979, May 2, 1980, November 18, 1982, December 30, 1982, February 2, 1984, April 16, 1984, January 7, 1987, September 9, 1988, October 21, 1991, April 20, 1994, January 5, 1995, and supplements thereto, subject to the following provision:

The licensee may make changes to the approved Fire Protection Program without prior approval of the Commission only if those changes would not adversely affect the ability to achieve and maintain safe shutdown in the event of a fire.