

Docket File



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

September 12, 1995

Mr. William J. Cahill, Jr.
Chief Nuclear Officer
Power Authority of the State
of New York
123 Main Street
White Plains, NY 10601

SUBJECT: ENVIRONMENTAL ASSESSMENT OF SCHEDULAR EXEMPTION FROM THE
REQUIREMENTS OF 10 CFR 50.71(e)(4) - INDIAN POINT NUCLEAR
GENERATING UNIT NO. 3 (TAC NO. M92770)

Dear Mr. Cahill:

Enclosed is a copy of the Environmental Assessment and Finding of No Significant Impact related to your application for exemption dated June 20, 1995. The requested one time schedular exemption from the requirements of 10 CFR 50.71(e)(4) for the submittal of the periodic update to the Indian Point Nuclear Generating Unit No. 3 Final Safety Analysis Report (FSAR). The schedular exemption would reschedule the FSAR update submittal date from July 22, 1995, to December 27, 1995 (6 months after IP3 restarted from an extended performance improvement outage).

This assessment is being forwarded to the Office of the Federal Register for publication.

Sincerely,

Jefferey F. Harold, Acting Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-286

Enclosure: Environmental Assessment

cc w/encl: See next page

9509150018 950912
PDR ADOCK 05000286
P PDR

NRC FILE CENTER COPY

DFW

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

Indian Point Nuclear Generating
Station Unit No. 3

cc:

Regional Administrator, Region I
U.S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, PA 19406

Resident Inspector
Indian Point 3 Nuclear Power Plant
U.S. Nuclear Regulatory Commission
P.O. Box 337
Buchanan, NY 10511

Mr. Gerald C. Goldstein
Assistant General Counsel
Power Authority of the State
of New York
1633 Broadway
New York, NY 10019

Mr. Charles W. Jackson
Manager, Nuclear Safety and
Licensing
Consolidated Edison Company
of New York, Inc.
Broadway and Bleakley Avenues
Buchanan, NY 10511

Mr. Robert G. Schoenberger
First Executive Vice President
and Chief Operating Officer
Power Authority of the State
of New York
123 Main Street
White Plains, NY 10601

Mayor, Village of Buchanan
236 Tate Avenue
Buchanan, NY 10511

Mr. Leslie M. Hill
Resident Manager
Indian Point 3 Nuclear Power Plant
P.O. Box 215
Buchanan, NY 10511

Mr. Richard L. Patch, Director
Quality Assurance
Power Authority of the State
of New York
123 Main Street
White Plains, NY 10601

Ms. Charlene D. Faison
Director Nuclear Licensing
Power Authority of the State
of New York
123 Main Street
White Plains, NY 10601

Union of Concerned Scientists
Attn: Mr. Robert D. Pollard
1616 P Street, NW, Suite 310
Washington, DC 20036

Mr. F. William Valentino, President
New York State Energy, Research,
and Development Authority
2 Rockefeller Plaza
Albany, NY 12223-1253

Robert Hargrove(5)
Environmental Review Coordinator
26 Federal Plaza
New York, NY 10278

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

UNITED STATES NUCLEAR REGULATORY COMMISSION
POWER AUTHORITY OF THE STATE OF NEW YORK
DOCKET NO. 50-286
INDIAN POINT NUCLEAR GENERATING UNIT NO. 3
ENVIRONMENTAL ASSESSMENT AND FINDING OF
NO SIGNIFICANT IMPACT

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of a one time schedular exemption from the requirements of 10 CFR 50.71(e)(4) for the submittal of the periodic Final Safety Analysis Report (FSAR) update from Facility Operating License No. DPR-64, issued to the Power Authority of the State of New York (the licensee) for the Indian Point Nuclear Generating Unit No. 3 (IP3), located at the licensee's site in Westchester County, New York.

ENVIRONMENTAL ASSESSMENT

Identification of the Proposed Action:

The proposed schedular exemption would reschedule the required FSAR update from July 22, 1995, to December 27, 1995 (i.e. 6 months after restart from the extended shutdown). Title 10 of the Code of Federal Regulations (10 CFR), 10 CFR 50.71(e)(4) requires that FSAR revisions must be submitted annually or 6 months after a refueling outage provided the interval between updates does not exceed 2 years. In addition, 10 CFR 50.54(a)(3) requires that changes to the quality assurance program description that do not reduce commitments must be submitted to the NRC in accordance with the FSAR update requirements of 10 CFR 50.71(e).

The licensee shut down IP3 in February 1993 for a performance improvement outage. The plant was recently restarted on June 27, 1995. Although this extended shutdown was not a refueling outage, the number of facility changes made by the licensee during the shutdown equates it to one. As such, a one time FSAR update schedular exemption would enable the licensee to include most of the modifications, technical specifications amendments, and other changes completed during the extended shutdown in the next FSAR update.

The proposed action is in accordance with the licensee's application for exemption dated June 20, 1995.

The Need for the Proposed Action:

The proposed schedular exemption is needed to permit the licensee to include most of the modifications, technical specifications amendments, and other changes completed during the extended shutdown in the next FSAR update. Literal compliance with the FSAR update schedule of 10 CFR 50.71(e)(4) would result in an FSAR update which would be incomplete and not adequately reflect the actual design of the facility.

Environmental Impacts of the Proposed Action:

The proposed action to allow the licensee an additional 6 months to update the IP3 FSAR is administrative in nature. The Commission has completed its evaluation of the proposed action and concludes that the probability or consequences of accidents will not increase, no changes are being made in the types of any effluents that may be released offsite, and there is no significant increase in the allowable individual or cumulative occupational

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

With regard to potential nonradiological impacts, the proposed action is administrative in nature and involves features located entirely within the restricted area as defined in 10 CFR Part 20. It does not affect nonradiological plant effluents and has no other environmental impact. Accordingly, the Commission concludes that there are no significant nonradiological environmental impacts associated with the proposed action.

Alternatives to the Proposed Action:

Since the Commission has concluded there is no measurable environmental impact associated with the proposed action, any alternatives with equal or greater environmental impact need not be evaluated. However, as an alternative to the proposed action, the staff considered denial of the proposed action. Denial of the application would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action considered are the same.

Alternative Use of Resources:

This action does not involve the use of any resources not previously considered in the "Final Environmental Statement for the Indian Point Nuclear Generating Station Unit No. 3," dated February 1975.

Agencies and Persons Consulted:

In accordance with its stated policy, on August 17, 1995, the staff consulted with the New York State official, Jack Spath of the New York State

Energy Research and Development Authority, regarding the environmental impact of the proposed action. The State official had no comments.

FINDING OF NO SIGNIFICANT IMPACT

Based upon the environmental assessment, the Commission concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to the proposed action, see the licensee's letter dated June 20, 1995, which is available for public inspection at the Commission's Public Document Room, The Gelman Building, 2120 L Street, NW., Washington, DC, and at the White Plains Public Library, 100 Martine Avenue, White Plains, New York.

Dated at Rockville, Maryland, this 12th day of September 1995.

FOR THE NUCLEAR REGULATORY COMMISSION



Ledyard B. Marsh, Director
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

September 12, 1995

Mr. William J. Cahill, Jr.
Chief Nuclear Officer
Power Authority of the State
of New York
123 Main Street
White Plains, NY 10601

SUBJECT: ENVIRONMENTAL ASSESSMENT OF SCHEDULAR EXEMPTION FROM THE
REQUIREMENTS OF 10 CFR 50.71(e)(4) - INDIAN POINT NUCLEAR
GENERATING UNIT NO. 3 (TAC NO. M92770)

Dear Mr. Cahill:

Enclosed is a copy of the Environmental Assessment and Finding of No Significant Impact related to your application for exemption dated June 20, 1995. The requested one time schedular exemption from the requirements of 10 CFR 50.71(e)(4) for the submittal of the periodic update to the Indian Point Nuclear Generating Unit No. 3 Final Safety Analysis Report (FSAR). The schedular exemption would reschedule the FSAR update submittal date from July 22, 1995, to December 27, 1995 (6 months after IP3 restarted from an extended performance improvement outage).

This assessment is being forwarded to the Office of the Federal Register for publication.

Sincerely,

Original signed by:

Jefferey F. Harold, Acting Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-286

Enclosure: Environmental Assessment

cc w/encl: See next page

DISTRIBUTION:

Docket File SLittle
PUBLIC JHarold
PDI-1 Reading OGC
SVarga ACRS (4)
LMarsh CCowgill, RGN-I

DOCUMENT NAME: G:\IP3\IP392770.ENV

*See previous concurrence

To receive a copy of this document, indicate in the box: "C" = Copy without enclosures "E" = Copy with enclosures "N" = No copy

OFFICE	LA:PDI-1	PM:PDI-1	*OGC	D:PDI-1	
NAME	SLittle	JHarold		LMarsh	
DATE	09/6/95	09/6/95	08/23/95	09/12/95	09/ /95

OFFICIAL RECORD COPY