

June 14, 1977

Docket No.: 50-333

Power Authority of the State
of New York
ATTN: Mr. George T. Berry
General Manager and
Chief Engineer
10 Columbus Circle
New York, New York 10019

DISTRIBUTION:
Docket File ✓
NRC PDR
L PDR
ORB#4 Rdg
VStello *T Carter*
KRGoller
RIngram
GVising
Attorney, OELD
OI&E (2)
BScharf (2)
DEisenhut
OPA, Clare Miles
ACRS (16)
TBAbernathy
JRBuchanan
BHarless
Gray File
4 Extra Cys

Gentlemen:

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. This notice relates to your application sworn to May 13, 1977, to revise the provisions in the FitzPatrick Nuclear Power Plant Technical Specifications relating to Reload No. 1.

Sincerely,

[Signature]
Robert K. Reid, Chief
Operating Reactors Branch #4
Division of Operating Reactors

Enclosure:
Notice

cc w/enclosure: See next page

OFFICE >	ORB#4:DOR	ORB#4:DOR	OELD	C-ORB#4:DOR	
SURNAME >	RIngram <i>ni</i>	GVising	<i>H. Classprey</i>	RReid <i>6/14/77</i>	
DATE >	5/2/77	5/14/77	5/9/77	5/2/77	

Const 1
GD

Power Authority of the
State of New York

cc w/enclosure(s):

Scott B. Lilly, General Counsel
Power Authority of the State of New York
10 Columbus Circle
New York, New York 10019

Lex K. Larson, Esq.
LeBoeuf, Lamb, Leiby and MacRae
1757 N Street, N. W.
Washington, D. C. 20036

Admiral Paul Early
Power Authority of the State of New York
10 Columbus Circle
New York, New York 10019

Oswego County Office Building
46 E. Bridge Street
Oswego, New York 13126

Director, Technical Development
Programs
State of New York
Energy Office
Swan Street Building
CORE 1 - Second Floor
Empire State Plaza
Albany, New York 12223

Chief, Energy Systems
Analyses Branch (AW-459)
Office of Radiation Programs
U. S. Environmental Protection
Agency
Room 645, East Tower
401 M Street, S.W.
Washington, D.C. 20460

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

Mr. Robert P. Jones, Supervisor
Town of Scriba
R. D. #4
Oswego, New York 13126

Mr. Alvin L. Krakau
Chairman, County Legislature
County Office Building
46 East Bridge Street
Oswego, New York 13126

UNITED STATES NUCLEAR REGULATORY COMMISSION

DOCKET NO. 50-333

POWER AUTHORITY OF THE STATE OF NEW YORK

NOTICE OF PROPOSED ISSUANCE OF AMENDMENT
TO FACILITY OPERATING LICENSE

The Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-59 issued to the Power Authority of the State of New York (the licensee), for operation of the James A. FitzPatrick Nuclear Power Plant (the facility), located in Oswego County, New York.

In accordance with the licensee's application for amendment sworn to May 13, 1977, the amendment would revise the provisions in the Technical Specifications relating to Reload No. 1. The facility would be authorized to operate with up to 132 General Electric 8X8 fuel bundles (76-8D274H and 56-8D274L) with 100 mil channels. The Reload 1 fuel bundles and all initial core fuel remaining in the core after refueling would have two bypass flow holes in the lower tie plates. The present core configuration consists of 560 7 X 7 fuel bundles (560-7D250).

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By July 25, 1977, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject facility operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and Section 2.714, and must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, and to Lex Larson, Esq., LeBoeuf, Lamb, Leiby & MacRae, 1757 N Street, N.W., Washington, D.C. 20036, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which

intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

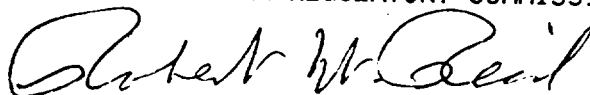
All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the application for amendment transmitted by letter dated May 16, 1977, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Oswego County Office Building, 46 E. Bridge Street, Oswego, New York.

Dated at Bethesda, Maryland, this 14th day of June 1977.

FOR THE NUCLEAR REGULATORY COMMISSION



Robert W. Reid, Chief
Operating Reactors Branch #4
Division of Operating Reactors

ROUTING AND TRANSMITTAL SLIP		ACTION	
1 TO (Name, office symbol or location)	INITIALS	CIRCULATE	
	DATE	COORDINATION	
2	INITIALS	FILE	
	DATE	INFORMATION	
3	INITIALS	NOTE AND RETURN	
	DATE	PER CON - VERSATION	
4	INITIALS	SEE ME	
	DATE	SIGNATURE	
<p style="text-align: right;">6-9-77</p> <p>Regarding attached OL Amendment (retain this note with file)</p> <p>I've concurred with the understanding that paragraph 2 of the notice will be amended to briefly describe the present characteristics of the core fuel. This was agreed to by Guy Vissing, LPM for Fitzpatrick.</p> <p style="text-align: right;">Harry H. Glasspiegel Attorney, OELD</p> <p style="text-align: center;">Do NOT use this form as a RECORD of approvals, concurrences, disapprovals, clearances, and similar actions.</p>			
FROM (Name, office symbol or location)		DATE	
		PHONE	