

May 29, 1985

Docket No. 50-333

Mr. J. P. Bayne
First Executive Vice President,
Chief Operations Officer
Power Authority of the State
of New York
123 Main Street
White Plains, New York 10601

SEE PROPOSED CHANGE TO TECH SPECS

Dear Mr. Bayne:

The Commission has issued the enclosed Amendment No. 93 to Facility Operating License No. DPR-59 for the James A. FitzPatrick Nuclear Power Plant. This amendment consists of changes to the Technical Specifications in response to your application dated April 29, 1983, as superseded December 21, 1984, and as further supplemented February 19, 1985.

The amendment revises the Technical Specifications to incorporate Radiological Effluent Technical Specifications (RETS) that bring the license into compliance with Appendix I of 10 CFR Part 50.

The staff has reviewed the request in your letter dated December 21, 1984 that the effective date for implementation of the RETS be delayed until July 1, 1985 since semiannual reporting requirements make it necessary to implement RETS on a fixed date commencing at either the beginning or the midpoint of the year. Accordingly, the enclosed license amendment is effective July 1, 1985.

In addition, your letter dated October 26, 1983 provided, as a reference document, an "Offsite Dose Calculation Manual" (ODCM). We find that this ODCM generally uses documented and approved methods that are consistent with the methodology and guidelines in NUREG-0133 and, therefore, is an acceptable reference.

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P PDR

Mr. J. P. Bayne

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A copy of our Safety Evaluation and a copy of the Technical Evaluation Report prepared by our contractor, the Franklin Research Center, are enclosed.

On April 17, 1985, you provided a copy of Administrative Procedure AP-10 entitled, "Process Control Program," which delineates the radioactive waste stabilization and solidification process at the FitzPatrick plant. We find that this program generally complies with current NRC criteria and it is, therefore, acceptable for use on an interim basis. This acceptability is based on currently available guidelines. However, when revised guidance becomes available from NRC in the near future, this program should be revised to address full compliance with 10 CFR Part 61.

Sincerely,

Original signed by PHLeech for/

Harvey I. Abelson, Project Manager
Operating Reactors Branch #2
Division of Licensing

Enclosures:

1. Amendment No. 93 to License No. DPR-59
2. Safety Evaluation

cc w/enclosures:
See next page

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Mr. J. P. Bayne
Power Authority of the State of New York
James A. FitzPatrick Nuclear Power Plant

cc:

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

POWER AUTHORITY OF THE STATE OF NEW YORK

DOCKET NO. 50-333

JAMES A. FITZPATRICK NUCLEAR POWER PLANT

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 93
License No. DPR-59

1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The application for amendment by the Power Authority of the State of New York (the licensee) dated April 29, 1983, as superseded December 21, 1984, as supplemented February 19, 1985, 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, the license is amended by changes to the Technical Specifications as indicated in the attachment to this license amendment and paragraph 2.C(2) of Facility Operating License No. DPR-59 is hereby amended to read as follows:

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(2) Technical Specifications

The Technical Specifications contained in Appendices A and B, as revised through Amendment No. 93, are hereby incorporated in the license. The licensee shall operate the facility in accordance with the Technical Specifications.

3. This license amendment is effective July 1, 1985.

FOR THE NUCLEAR REGULATORY COMMISSION



Domenic B. Vassallo, Chief
Operating Reactors Branch #2
Division of Licensing

Attachment:
Changes to the Technical
Specifications

Date of Issuance: May 29, 1985