

Docket No. 50-333

February 13, 1989

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Mr. John C. Brons  
 Executive Vice President - Nuclear Generation  
 Power Authority of the State of New York  
 123 Main Street  
 White Plains, New York 10601

Dear Mr. Brons:

The Commission has issued the enclosed Amendment No. 123 to Facility Operating License No. DPR-59 for the James A. FitzPatrick Nuclear Power Plant. The amendment consists of changes to the Technical Specifications in response to your application transmitted by letter dated February 5, 1988 (TAC 67145).

The amendment reflects management reorganization of the New York Power Authority headquarters staff which merged the engineering staff and construction management functions into the existing operations departments.

A copy of the related Safety Evaluation is enclosed. A Notice of Issuance will be included in the Commission's next regular bi-weekly Federal Register notice.

Sincerely,

original signed by

David E. LaBarge, Project Manager  
 Project Directorate I-1  
 Division of Reactor Projects, I/II

Enclosures:

1. Amendment No.123 to DPR-59
2. Safety Evaluation

cc: w/enclosures  
 See next page

OFC	: PDI-1	: DLPO	: PDI-1	: PDI-1	: OGC	:	:
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*[Signature]*

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Power Authority of the State of New York

James A. FitzPatrick Nuclear  
Power Plant

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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. 123  
License No. DPR-59

1. The Nuclear Regulatory Commission (the Commission) has found that:
  - A. The application for amendment by Power Authority of the State of New York (the licensee) dated February 5, 1988, 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:

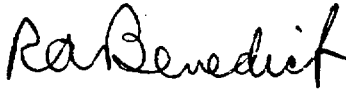
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(2) Technical Specifications

The Technical Specifications contained in Appendices A and B, as revised through Amendment No. 123, are hereby incorporated in the license. The licensee shall operate the facility in accordance with the Technical Specifications.

3. This license amendment is effective as of the date of its issuance.

FOR THE NUCLEAR REGULATORY COMMISSION



*for* Robert A. Capra, Director  
Project Directorate I-1  
Division of Reactor Projects, I/II

Attachment:  
Changes to the Technical  
Specifications

Date of Issuance: February 13, 1989

ATTACHMENT TO LICENSE AMENDMENT NO. 123

FACILITY OPERATING LICENSE NO. DPR-59

DOCKET NO. 50-333

Revise Appendix A as follows:

Remove Pages

251  
259

Insert Pages

251  
259

- f. Radiological safety
- g. Mechanical engineering
- h. Electrical engineering
- i. Administrative controls and quality assurance practices
- j. Environment
- k. Civil/Structural Engineering
- l. Nuclear Licensing
- m. Emergency Planning
- n. Other appropriate fields associated with the unique characteristics of a nuclear power plant

MEMBERSHIP

6.5.2.2 The SRC shall be composed of the following voting members:

Chairman:	Manager-Nuclear Safety Evaluation
Vice-Chairman:	Director-Quality Assurance
Member:	Vice President Nuclear Engineering
Member:	Vice President Nuclear Operations
Member:	Vice President-Nuclear Support
Member:	Resident Manager-IP3
Member:	Resident Manager-JAF
Member:	Consultant

ALTERNATES

6.5.2.3 All alternate members shall be appointed in writing by the SRC chairman. An Alternate Vice-Chairman shall be appointed in writing by the Executive Vice President - Nuclear Generation if necessary. However, no more than two alternates shall participate as voting members in SRC activities at any one time.

CONSULTANTS

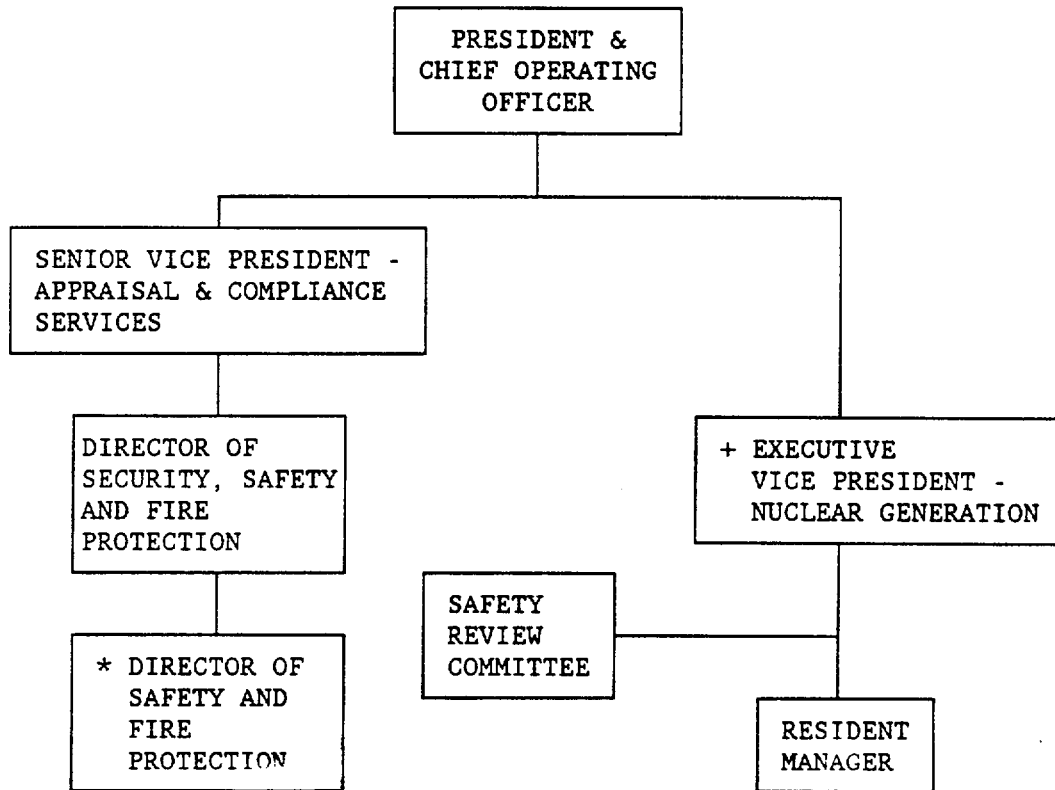
6.5.2.4 Consultants shall be utilized as determined by the SRC Chairman to provide expert advice to the SRC.

MEETING FREQUENCY

6.5.2.5 The SRC shall meet at least once per calendar quarter during the initial year of facility operation following initial fuel loading and at least once per six months, thereafter.

FIGURE 6.1-1

MANAGEMENT ORGANIZATION CHART  
POWER AUTHORITY OF THE STATE OF NEW YORK  
JAMES A. FITZPATRICK NUCLEAR POWER PLANT



+ The Executive Vice President - Nuclear Generation is responsible for administering the Fire Protection Program.

\* The Director of Safety and Fire Protection Division, which is part of the Department of Appraisal and Compliance Services is the offsite management position responsible for assessing the effectiveness of the Fire Protection programs by conducting reviews and audits.



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

SAFETY EVALUATION BY THE OFFICE OF NUCLEAR REACTOR REGULATION

RELATED TO AMENDMENT NO. 123 TO FACILITY OPERATING LICENSE NO. DPR-59

POWER AUTHORITY OF THE STATE OF NEW YORK

JAMES A. FITZPATRICK NUCLEAR POWER PLANT

DOCKET NO. 50-333

INTRODUCTION

By letter dated February 5, 1988, the Power Authority of the State of New York (PASNY) requested changes to the Technical Specifications (TS) for the James A. FitzPatrick Nuclear Power Plant. The proposed changes are the result of a management reorganization of the staff at the PASNY corporate headquarters which merged the engineering staff and construction management functions into existing operations departments. The proposed changes affect TS Figure 6.1-1 and Section 6.5.2.2.

The initial Federal Register notice published April 20, 1988 (53 FR 13017) incorrectly referenced the application date as February 8, 1988. However, since the NRC Document Control System logged this application under the February 8, 1988 date and the notice referenced the specific TS provisions involved in the proposed change, the notice was adequate to inform the public about the amendment application.

EVALUATION

The proposed change to TS Figure 6.1-1 reflects elimination of the Engineering and Design Department by deleting the positions of: (1) First Executive Vice President - Operations, and (2) Executive Vice President and Chief Engineer - Engineering and Design. The proposed change to TS Section 6.5.2.2 removes the Vice President - Design and Analysis from membership on the Safety Review Committee (SRC) since the position will no longer exist.

The Engineering and Design Department was divided into nuclear and non-nuclear analytical engineering and design groups and the support staff personnel were reassigned to the Nuclear Generation and System Operations Departments. These changes, therefore, allow the grouping of similar and interdependent activities, affording each of the departments more effective control of the key resources required to accomplish its tasks. The Nuclear Generation Department will now be responsible for all operations, engineering, and construction of the PASNY nuclear power plants. The position of First Executive Vice President - Operations has been eliminated to reduce the number of management levels

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without compromising effectiveness. However, the responsibility and functions have been divided between the Executive Vice President - Nuclear Generation and Executive Vice President - System Operations.

The licensee's submittal stated that the proposed changes promote more efficient management by streamlining management hierarchy, thus resulting in more rapid problem resolution, easier identification of responsibility, more direct communication links, and greater flexibility in adapting to change. This, therefore, enhances the organization's effectiveness and efficiency without compromising functions required for the continued safe operation of the plant. All personnel affected by the reorganization continue to meet the educational and experience levels described in the FSAR.

The position of Vice President - Design and Analysis has been eliminated, and the associated responsibilities and functions appropriate in supporting the operations of the Authority's nuclear power plants have been assumed by the Vice President - Nuclear Engineering. Consequently the Vice President - Design and Analysis position has been eliminated from Safety Review Committee (SRC). The elimination of one member of the SRCs voting board will not affect the function of the SRC. The quality of SRC decisions will not be adversely impacted since the remaining members of the board meet the academic knowledge and experience required in fulfilling the SRC's function. The remaining members are sufficient in number to achieve the quorum specified in the TS.

The proposed changes to the TS are purely administrative in nature in that they reflect the corporate reorganization only. Thus the changes will have no effect on plant operation as described in the FSAR and are considered satisfactory.

#### ENVIRONMENTAL CONSIDERATION

This amendment involves only changes in administrative procedure and requirements. Accordingly, this amendment meets the eligibility criteria for categorical exclusion set forth in 10 CFR Section 51.22(c)(10). Pursuant to 10 CFR 51.22(b) no environmental impact statement or environmental assessment need be prepared in connection with the issuance of this amendment.

#### CONCLUSION

We have concluded, based on the considerations discussed above, that: (1) there is reasonable assurance that the health and safety of the public will not be endangered by operation in the proposed manner, and (2) such activities will be conducted in compliance with the Commission's regulations and the issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public.

Dated: February 13, 1989

#### PRINCIPAL CONTRIBUTOR:

D. LaBarge