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Docket No. 50-220

Mr. Donald P. Dise
Vice President - Engineering
Niagara Mohawk Power Corporation
300 Erie Boulevard West
Syracuse, New York 13202

Dear Mr. Dise:

The Commission has issued the enclosed Amendment No. 33 to Facility Operating License No. DPR-63 for the Nine Mile Point Nuclear Station, Unit No. 1. This amendment adds license conditions relating to the completion of facility modifications for fire protection in response to your letters of April 10, 1978, October 6, 1978, January 2, 1979 and January 31, 1979.

We have discussed the contents and conditions of this license amendment with members of your staff and we understand that you have agreed to this license amendment. Nevertheless, you understand that by the provisions of 10 CFR Part 2 paragraph 2.204, you may demand a hearing with respect to all or any part of the amendment within twenty (20) days from the date of this letter. If you do not demand a hearing, this amendment will become effective on the expiration of that twenty (20) day period.

You are requested to propose revised Technical Specifications related to facility modifications described herein and submit them for our review no later than 90 days before the modifications are implemented. Certain items listed in Section 3.1 of the enclosed Safety Evaluation are marked with an asterisk or otherwise stated to require additional information in the form of design parameters, test results, or acceptance criteria to assure that the design is acceptable prior to actual implementation of these modifications. We request that you submit this information to meet the schedule provided in Table 3.1.

We have determined that no license amendment fee is required to accompany your response to the aforementioned request. This determination is limited to those applications or requests to incorporate our recommended Technical Specifications and those to add surveillance and other requirements for operable systems that have been added at our request. Any other unrelated changes or requests that you might choose to include in the fire protection requests would be subject to amendment fees in accordance with section 170.22 of 10 CFR Part 170.

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CMW
GCP

OFFICE						
SURNAME						
DATE						

Mr. Donald P. Dise

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Copies of the related Safety Evaluation and Notice of Issuance are also enclosed.

Sincerely,

Thomas A. Ippolito, Chief
Operating Reactors Branch #3
Division of Operating Reactors

Enclosures:

1. Amendment No. 33 to DPR-63 } W/LTR
2. Safety Evaluation } SEE REPORT JACKETS.
3. Notice } W/LTR

cc w/enclosures:
See next page

ORB #2
J. Wambach
7/3/79

OFFICE	ORB #3	ORB #3	ATAD: W. Sheppard	OELD	ORB #3	ORB #2
SURNAME	SSheppard	PPolk:mjf	W. Sheppard		Tippolito	Wambach
DATE	5/12/79	5/13/79	7/16/79	7/16/79	7/16/79	7/13/79

UNITED STATES NUCLEAR REGULATORY COMMISSIONDOCKET NO. 50-220NIAGARA MOHAWK POWER CORPORATIONNOTICE OF ISSUANCE OF AMENDMENT TO FACILITY
OPERATING LICENSE

The U. S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 33 to Facility Operating License No. DPR-63 to Niagara Mohawk Power Corporation (the licensee) which revised the license for operation of the Nine Mile Point Nuclear Station, Unit No. 1 (the facility) located in Oswego County, New York. The amendment will become effective twenty days after issuance, unless a hearing has been requested.

The amendment adds license conditions relating to the completion of facility modifications for fire protection.

The Commission has made appropriate findings as required by the Atomic Energy Act of 1954, as amended, and the Commission's rules and regulations in 10 CFR Chapter I which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR §51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.


For further details with respect to this action, see (1) the licensee's submittals dated April 10, 1978, October 6, 1978, January 2, 1979 and January 31, 1979, (2) Amendment No. 33 to License No. DPR-63, and (3) the

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Commission's related Safety Evaluation. All of these items are 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 13126. A copy of items (2) and (3) may be obtained upon request addressed to the U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Director, Division of Operating Reactors.

Dated at Bethesda, Maryland this 26th day of July 1979.

FOR THE NUCLEAR REGULATORY COMMISSION


Thomas A. Ippolito, Chief
Operating Reactors Branch #3
Division of Operating Reactors



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

NIAGARA MOHAWK POWER CORPORATION

DOCKET NO. 50-220

NINE MILE POINT NUCLEAR STATION, UNIT NO. 1

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 33
License No. DPR-63

1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The facility will operate in conformity with the provisions of the Atomic Energy Act of 1954, as amended, and the rules and regulations of the Commission;
 - B. 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;
 - C. 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
 - D. 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 adding paragraph 2.D(4) to read as follows:

2.D(4) Fire Protection

The licensee may proceed with and is required to complete the modifications identified in Table 3.1 of the NRC's Nine Mile Point Unit 1 Safety Evaluation Report (SER), Fire Protection Review, dated July 26, 1979. These modifications shall be completed in accordance with the schedule in Table 3.1 of the SER or supplements thereto.

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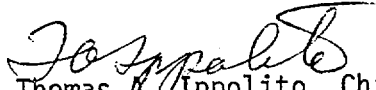
Further, Niagara Mohawk Power Corporation shall, prior to implementation, provide for Commission review and obtain Commission approval of the final design of modifications as indicated in section 3.1 of the Safety Evaluation Report.

Except for the modifications described in the approved fire protection plan and approved as a result of Commission review of the Nine Mile Point Unit 1 Nuclear Plant Fire Protection Program, Niagara Mohawk Power Corporation is authorized to make changes to the Program without prior Commission approval provided that such changes do not result in a decrease in the effectiveness of the Program.

The licensee is required to implement the administrative controls identified in Section 6 of the SE. The administrative controls shall be in effect by September 1, 1979.

3. This license amendment becomes effective as of August 15, 1979.*

FOR THE NUCLEAR REGULATORY COMMISSION


Thomas A. Ippolito, Chief
Operating Reactors Branch #3
Division of Operating Reactors

Date of Issuance: July 26, 1979

*Provided no hearing is requested under 10 CFR Part 2 paragraph 2.204.

Mr. Donald P. Dise

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cc: Eugene B. Thomas, Jr., Esquire
LeBoeuf, Lamb, Leiby & MacRae
1757 N Street, N. W.
Washington, D. C. 20036

Anthony Z. Roisman
Natural Resources Defense Council
917 15th Street, N. W.
Washington, D. C. 20005

T. K. DeBoer, Director
Technological Development Programs
State of New York
Energy Office
Swan Street Building
CORE 1 - Second Floor
Empire State Plaza
Albany, New York 12223

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

Niagara Mohawk Power Corporation
ATTN: Mr. Thomas Perkins
Plant Superintendent
Nine Mile Point Plant
300 Erie Boulevard West
Syracuse, New York 13202

Director, Technical Assessment Division
Office of Radiation Programs (AW-459)
US EPA
Crystal Mall #2
Arlington, Virginia 20460

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

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