

December 9, 19

Docket No. 50-271

R. W. Capstick, Licensing Engineer  
Vermont Yankee Nuclear Power Corporation  
Engineering Office  
580 Main St.  
Bolton, Massachusetts 01740-1398

Dear Mr. Capstick:

SUBJECT: APPENDIX J EXEMPTION REQUEST

This is in reply to your letter FVY 88-77 dated September 16, 1988, wherein you request an exemption from the 10 CFR50 Appendix J Containment leak rate test methods found in Section III.A.3, Test Methods, regarding the use of the mass point method. This section of Appendix J references ANSI Standard N45.4 1972 for the acceptable methods of calculating the integrated leak rate.

As you note in your letter, the Nuclear Regulatory Commission proposed a rule change on February 29, 1988 that would allow the mass point method to be used in performing Appendix J integrated leak rate tests. We wish to inform you that this rule change became final on November 15, 1988 (53 FR 45890). Accordingly, your request for an exemption is not now necessary. This letter completes work on our TAC No. 69818.

Sincerely,

Original signed by:

Morton B. Fairtile, Project Manager  
Project Directorate I-3  
Division of Reactor Projects I/II

cc: See next page

DISTRIBUTION: Docket File, NRC&Local PDRs, PDI-3 r/f, SVarga, BBoger, MRushbrook, MFairtile, VRooney, OGC, EJordan, BGrimes, ACRS(10), RWessman, ETrottier

OFC	:PDI-3	:PDI-3	:DIR/PDI-3	:	:	:	:
NAME	:MFairtile:mw:ETrottier	:RWessman	:	:	:	:	:
DATE	:12/9/88	:12/9/88	:12/9/88	:	:	:	:

OFFICIAL RECORD COPY

8812140072 881209  
PDR ADOCK 05000271  
PDC

DF01  
1/0

C/P-3

cc

Mr. R. W. Capstick  
Vermont Yankee Nuclear Power Corporation

Vermont Yankee Nuclear Power Station

cc:

Mr. J. Gary Weigand  
President & Chief Executive Officer  
Vermont Yankee Nuclear Power Corp.  
R.D. 5, Box 169  
Ferry Road  
Brattleboro, Vermont 05301

W. P. Murphy, Vice President  
and Manager of Operations  
Vermont Yankee Nuclear Power Corp.  
R.D. 5, Box 169  
Ferry Road  
Brattleboro, Vermont 05301

Mr. John DeVincentis, Vice President  
Yankee Atomic Electric Company  
580 Main Street  
Bolton, Massachusetts 01740-1398

Mr. George Sterzinger, Commissioner  
Vermont Department of Public Service  
120 State Street, 3rd Floor  
Montpelier, Vermont 05602

New England Coalition on Nuclear  
Pollution  
Hill and Dale Farm  
R.D. 2, Box 223  
Putney, Vermont 05346

Public Service Board  
State of Vermont  
120 State Street  
Montpelier, Vermont 05602

Vermont Public Interest Research  
Group, Inc.  
43 State Street  
Montpelier, Vermont 05602

G. Dean Weyman  
Chairman, Board of Selectman  
Post Office Box 116  
Vernon, Vermont 05354

William Russell, Regional Administrator  
Region I Office  
U.S. Nuclear Regulatory Commission  
475 Allendale Road  
King of Prussia, Pennsylvania 19406

Raymond N. McCandless  
Vermont Division of Occupational  
and Radiological Health  
Administration Building  
Montpelier, Vermont 05602

Mr. R. W. Capstick  
Vermont Yankee Nuclear  
Power Corporation  
580 Main St.  
Bolton, Massachusetts 01740-1398

Honorable John J. Easton  
Attorney General  
State of Vermont  
109 State Street  
Montpelier, Vermont 05602

R. K. Gad III  
Ropes & Gray  
225 Franklin Street  
Boston, Massachusetts 02110

Conner & Wetterhahn, P.C.  
Suite 1050  
1747 Pennsylvania Avenue, N.W.  
Washington, D.C. 20006

Vermont Yankee Nuclear Power  
Corporation

- 2 -

Vermont Yankee Nuclear Power Station

cc:

Ellyn R. Weiss, Esq.  
Harmon & Weiss  
2001 S Street, N.W.  
Washington, D.C. 20009

David J. Mullett, Esq.  
Special Assistant Attorney General  
Vermont Depart. of Public Service  
120 State Street  
Montpelier, VT 05602

Jay Gutierrez  
Regional Counsel  
USNRC, Region I  
475 Allendale Road  
King of Prussia, PA 19406

G. Dana Bisbee, Esq.  
Office of the Attorney General  
Environmental Protection Bureau  
State House Annex  
25 Capitol Street  
Concord, NH 03301-6397

Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Mr. Glenn O. Bright  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Resident Inspector  
U.S. Nuclear Regulatory Commission  
P.O. Box 176  
Vernon, Vermont 05354

Carol S. Sneider, Esq.  
Assistant Attorney General  
Office of the Attorney General  
One Ashburton Place, 19th Floor  
Boston, MA 02108

Geoffrey M. Huntington, Esquire  
Office of the Attorney General  
Environmental Protection Bureau  
State House Annex  
25 Capitol Street  
Concord, NH 03301-6397

Charles Bechhoefer, Esq.  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Dr. James H. Carpenter  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Adjudicatory File (2)  
Atomic Safety and Licensing Board  
Panel Docket  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555