

July 23, 2001

Mr. A. Alan Blind
Vice President, Nuclear Power
Consolidated Edison Company
of New York, Inc.
Broadway and Bleakley Avenue
Buchanan, NY 10511

SUBJECT: INDIAN POINT NUCLEAR GENERATING STATION, UNIT 1 - ISSUANCE OF
AMENDMENT RE: ADMINISTRATIVE CHANGES (TAC NO. MB0218)

Dear Mr. Blind:

The U.S. Nuclear Regulatory Commission (the Commission) has issued the enclosed Amendment No. 49 to Facility Operating License No. DPR-5 for the Indian Point Nuclear Generating Station, Unit No. 1. The amendment consists of changes to the Technical Specifications (TSs) in response to your application dated October 5, 2000, as supplemented by letter dated June 27, 2001.

The amendment revises TSs Sections 3.2.1.a, 3.2.1.e, and 3.2.1.f to relocate administrative controls to the Quality Assurance Program Description.

A copy of our related Safety Evaluation is enclosed. The Notice of Issuance will be included in the Commission's next biweekly *Federal Register* notice.

Sincerely,

/RA/

John L. Minns, Project Manager, Section 1
Project Directorate IV
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-003

Enclosures: 1. Amendment No. 49 to DPR-5
2. Safety Evaluation

cc w/encls: See next page

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cc w/encls: See next page

DISTRIBUTION

PUBLIC

PDIV-1 Reading

RidsNrrDlpmLpdiv (SRichards)

RidsNrrDlpmLpdiv1 (RGramm)

RidsNrrPMJMinns

RidsNrrLADJohnson

RidsOgcRp

GHill (2)

RidsNrrDripRtsb (WBeckner)

RidsAcrsAcnwMailCenter

RidsRgn1MailCenter (DScrenci/JDurr/TJackson)

RidsNrrDlpmIqmb(MBugg)

Accession No.: ML011760588

*No major changes to SE

**No legal objection with changes to notice

***See previous concurrence

OFFICE	PDIV-1/PM	PDIV-1/LA	DIPM/IQMB*	OGC**	PDIV-1/SC
NAME	JMinns	MMcAllister for DJohnson	TQuay***	AHodgdon***	RGramm
DATE	07/20/01	07/20/01	5/29/01 7/20/01	6/13/01	

OFFICIAL RECORD COPY

Indian Point Nuclear Generating
Station, Unit 1

cc:

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CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

DOCKET NO. 50-003

INDIAN POINT NUCLEAR GENERATING STATION, UNIT 1

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 49
License No. DPR-5

1. The U.S. Nuclear Regulatory Commission (the Commission) has found that
 - A. The application for amendment by Consolidated Edison Company of New York, Inc. (the licensee), dated October 5, 2000, as supplemented by letter dated June 27, 2001, 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, License No. DPR-5 is hereby amended as indicated in the attachment to this license amendment, and paragraph 2.C.(1) of Facility Possession Only License No. DPR-5 is hereby amended to read as follows:

(2) Technical Specifications

The Technical Specifications, as revised through Amendment No. 49 , are hereby incorporated in the license. The licensee shall operate the facility in accordance with the Technical Specifications.

3. The license amendment is effective as of its date of issuance and shall be implemented within 30 days from the date of issuance.

FOR THE NUCLEAR REGULATORY COMMISSION

/RA/

Robert A. Gramm, Chief, Section 1
Project Directorate IV
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Attachment: Changes to the
Technical Specifications

Date of Issuance: July 23, 2001

ATTACHMENT TO LICENSE AMENDMENT NO. 49

TO FACILITY OPERATING LICENSE NO. DPR-5

DOCKET NO. 50-003

Replace the following pages of the Technical Specifications with the attached revised pages. The revised pages are identified by amendment number and contain marginal lines indicating the areas of change.

Remove

Insert

6
7

6
7

SAFETY EVALUATION BY THE OFFICE OF NUCLEAR REACTOR REGULATION

RELATED TO AMENDMENT NO. 49

TO FACILITY OPERATING LICENSE NO. DPR-5

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

INDIAN POINT NUCLEAR GENERATING STATION, UNIT 1

DOCKET NO. 50-003

1.0 INTRODUCTION

By application dated October 5, 2000, as supplemented by letter dated June 27, 2001, the Consolidated Edison Company of New York, Inc. (Con Edison, or the licensee) requested a license amendment for the Indian Point Nuclear Generating Station (Indian Point), Unit 1 (IP-1), to revise Technical Specifications (TSs) Sections 3.2.1.a, 3.2.1.e, and 3.2.1.f to relocate administrative controls to the Quality Assurance Program Description (QAPD). The QAPD is a topical report that describes the quality assurance program for IP-1 and Indian Point Nuclear Generating Station, Unit 2 (IP-2). Therefore, the QAPD is used for both Indian Point units. However, each Indian Point unit has a separate TS and a separate Updated Final Safety Analysis Report (UFSAR). The supplement provided clarifying information that did not change the scope of the original *Federal Register* notice (65 FR 71134, dated November 29, 2000) or the initial no significant hazards consideration determination.

2.0 BACKGROUND

U.S. Nuclear Regulatory Commission (NRC or the Commission) Generic Letter (GL) 88-06, "Removal of Organization Charts from Technical Specification Administrative Control Requirements," March 22, 1998, recommended that utilities relocate their organizational charts from the TSs to other appropriately controlled documents. However, the licensee must ensure that the organizational information described in the generic letter is incorporated in an appropriately controlled document such as the UFSAR or the QAPD. Accordingly, Con Edison submitted a TS change to relocate the bulk of the IP-2 organizational structure from the IP-2 TSs to the IP-2 UFSAR (Reference 1). This was approved by the staff (Reference 2), by which the staff concluded that the changes made by that amendment were in accordance with GL 88-06.

NRC Administrative Letter 95-06, "Relocation of Technical Specification Administrative Controls Related to Quality Assurance," December 12, 1995, recommend that utilities relocate the Quality Assurance (QA) Administrative Control from the TSs to the licensee's QA Plan pursuant to 10 CFR 50.54(a). Accordingly, Con Edison submitted TS changes (References 3 and 4) to relocate the IP-2 QA Administrative Controls from the TSs to the QAPD. The staff approved the relocation (Reference 5), by which the staff found the changes made by the amendment were in accordance with Administrative Letter 95-06.

3.0 EVALUATION

The licensee proposes to change IP-1 TS Section 3.2.1.a to relocate administrative controls from the UFSAR to the QAPD Section 3.2. Also, the licensee proposes to delete a reference to the UFSAR for IP-2 and replace the wording with a reference to the QAPD. The staff finds the change for TS 3.2.1.a acceptable because it conforms to NRC's Administrative Letter 95-06, which allows utilities to relocate their administrative controls from the TS to the licensee's QAPD, which is a controlled document pursuant to 10 CFR 50.54(a).

The licensee proposes to delete IP-1 TS Section 3.2.1.e and modify Section 3.2.1.f. The modification to Section 3.2.1.f provides a reference to the QAPD for the review and audit function of the Station Nuclear Safety Committee and Nuclear Facilities Safety Committee. The licensee's detailed description of the Station Nuclear Safety Committee review requirements are located in the QAPD, Appendix B, Sections 1.1 and 1.6. The licensee's detailed description of the Nuclear Facilities Safety Committee review requirements are located in the QAPD, Appendix B, Section 2.1. The QAPD applies to both IP-1 and IP-2. The proposed IP-1 TS 3.2.1.f is identical to IP-2 TS 6.5.1, which was approved by the NRC staff in Amendment 206 (Reference 5).

Based on its review, the staff concludes the following:

- the proposed IP-1 TSs comply with the requirements of 10 CFR 50.36(c)(5);
- the proposed relocation of QA-related administrative control provisions (Section 3.2.1.a) from the current IP-1 and IP-2 QAPD satisfies a provision of Administrative Letter 95-06;
- the proposed relocation of QA-related administrative control provisions (Section 3.2.1.e and 3.2.1.f) from the current IP-1TS to the IP-1 and IP-2 QAPD satisfies a provision of Administrative Letter 95-06;
- the QAPD is controlled pursuant to 10 CFR 50.54(a); and
- the QAPD continues to comply with the criteria of Appendix B to 10 CFR Part 50 in accordance with NUREG-0800, "Standard Review Plan for the Review of Safety Analysis Reports for Nuclear Power Plants," Sections 13.4 and 17.2.

The staff concludes that the proposed changes to the TSs are acceptable, and will continue to provide adequate confidence that the IP-1 activities will be conducted satisfactory throughout the SAFSTOR with no undue risk to the health and safety of the public.

4.0 STATE CONSULTATION

In accordance with the Commission's regulation, the New York State official was notified of the proposed issuance of the amendment. The State official had no comments.

5.0 ENVIRONMENTAL CONSIDERATION

The amendment relates to changes in record keeping, reporting, or administrative procedures or requirements. Accordingly, the amendment meets the eligibility criteria for categorical exclusion set forth in 10 CFR 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 the amendment.

6.0 CONCLUSION

The Commission has 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, (2) such activities will be conducted in compliance with the Commission's regulations, and (3) issuance of the amendment will not be inimical to the common defense and security or to the health and safety of the public.

7.0 REFERENCES

1. Letter, S. Baum, Consolidated Edison Company of New York, Inc., to Document Control Desk, U.S. Nuclear Regulatory Commission, dated June 15, 1988. Subject: Technical Specification Change Relocate IP2 Organizational Structure from IP2 TSs to IP2 UFSAR.
2. Letter, D. Langford, U.S. Nuclear Regulatory Commission to S. Baum, Consolidated Edison Company of New York, Inc., dated August 1, 1988. Subject: Changes Made by Amendment in Accordance with Generic Letter 88-06.
3. Letter, A. A. Blind, Consolidated Edison Company of New York, Inc., to Document Control Desk, U.S. Nuclear Regulatory Commission, dated June 2, 1999. Subject: Technical Specification Change to Relocate the QA Administrative Controls from the Technical Specifications to the QAPD.
4. Letter, J. S. Baumstark, Consolidated Edison Company of New York, Inc., to Document Control Desk, U.S. Nuclear Regulatory Commission, dated August 25, 1999. Subject: QA Changes to Relocate Technical Specifications to QAPD.
5. Letter, J. F. Harold, U.S. Nuclear Regulatory Commission, to A. A. Blind, Consolidated Edison Company of New York, Inc., dated February 25, 2000. Subject: NRC Approval of Amendment 206.

Principal Contributor: Michael Bugg
John Minns

Date: July 23, 2001