

NOV 13 1980

Docket No. 50-298

Mr. J. M. Pilant, Director
Licensing & Quality Assurance
Nebraska Public Power District
P. O. Box 499
Columbus, Nebraska 68601

Dear Mr. Pilant:

The Commission has issued the enclosed Amendment No. ⁶⁴ to Facility Operating License No. DPR-46 for the Cooper Nuclear Power Station in response to your submittal of July 29, 1979, as revised by letter dated May 30, 1980, transmitting revision dated May 14, 1980.

The amendment modifies License No. DPR-46 to include a requirement to maintain a Safeguards Contingency Plan to be fully implemented, in accordance with 10 CFR 73.40(b), within 30 days of this approval by the Commission.

We have completed our review and evaluation of your Safeguards Contingency Plan and have concluded that the plan for your facility, when fully implemented, will provide the protection needed to meet the general performance requirements of 10 CFR 50.54(p) and 73.40(b) and the objectives of the specific requirements of 10 CFR 73.55(h) and Appendix C to 10 CFR 73. We, therefore, further conclude that your Safeguards Contingency Plan is acceptable.

Changes which would not decrease the effectiveness of your approved Safeguards Contingency Plan may be made without approval by the Commission pursuant to the authority of 10 CFR 50.54(p). A report containing a description of each change shall be furnished to the Director, Office of Nuclear Reactor Regulation, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, with a copy to the appropriate NRC Regional Office within two months after the change is made. Records of changes made without Commission approval shall be maintained for a period of two years from the date of the change.

The amendment applies to the Safeguards Contingency Plan and therefore does not authorize a change in effluent types or total amounts nor an increase in power level, and will not result in any significant environmental impact. Having made this determination, we have further concluded that the amendment involves an action which is insignificant from the standpoint of environmental impact and pursuant to 10 CFR 51.5(d)(4) that an environmental impact statement, or negative declaration and environmental impact appraisal need not be prepared in connection with the issuance of the amendment.

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Mr. J. M. Pilant

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Since the amendment applies to the Safeguards Contingency Plan, it does not involve significant new safety information of a type not considered by a previous Commission safety review of the facility. It does not involve a significant increase in the probability or consequences of an accident, does not involve a significant decrease in a safety margin, and therefore does not involve a significant hazards consideration. We have also concluded that there is reasonable assurance that the health and safety of the public will not be endangered by this action and that the issuance of the amendment will not be inimical to the common defense and security or to the health and safety of the public.

We will continue to withhold your Safeguards Contingency Plan and related materials from public disclosure in accordance with the provisions of 10 CFR 2.790(d).

A copy of the Notice of Issuance is also enclosed.

Sincerely,

Original Signed by

T. A. Ippolito

Thomas A. Ippolito, Chief
Operating Reactors Branch #2
Division of Licensing

Enclosures:

- 1. Amendment No. *64* to DPR-46
- 2. Notice

cc w/enclosures:

See next page

no legal objection to find or notice

OFFICE	ORB #2	ORB #2	AD:OR	OELD	ORB #2
SURNAME	S. Norris	V. Rooney	T. Novak	D. SWANSON	T. Ippolito
DATE	10/6/80	10/6/80	10/7/80	10/10/80	10/6/80

Mr. J. M. Pilant
Nebraska Public Power District

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November 13, 1980

cc:

Mr. G. D. Watson, General Counsel
Nebraska Public Power District
P. O. Box 499
Columbus, Nebraska 68601

Mr. Arthur C. Gehr, Attorney
Snell & Wilmer
3100 Valley Center
Phoenix, Arizona 85073

Cooper Nuclear Station
ATTN: Mr. L. Lessor
Station Superintendent
P. O. Box 98
Brownville, Nebraska 68321

Auburn Public Library
118 - 15th Street
Auburn, Nebraska 68305

Director
Nebraska Dept. of Environmental Control
P. O. Box 94877, State House Station
Lincoln, Nebraska 68509

Mr. William Siebert, Commissioner
Nemaha County Board of Commissioners
Nemaha County Courthouse
Auburn, Nebraska 68305

Director, Criteria and Standards
Division
Office of Radiation Programs (ANR-460)
U. S. Environmental Protection Agency
Washington, D. C. 20460

U. S. Environmental Protection Agency
Region VII
ATTN: EIS COORDINATOR
1735 Baltimore Avenue
Kansas City, Missouri 64108



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

NEBRASKA PUBLIC POWER DISTRICT

DOCKET NO. 50-298

COOPER NUCLEAR POWER STATION

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 64
License No. DPR-46

1. The Nuclear Regulatory Commission (the Commission) has found that:
 - A. The filing by Nebraska Public Power District (the licensee) dated July 29, 1979, as revised by letter dated May 30, 1980, transmitting revision dated May 14, 1980, 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, Facility Operating License No. DPR-46 is hereby amended as follows:
 - (1) Renumber paragraph 2.C.(4) as 2.C.(5)
 - (2) Add paragraph 2.C.(4) to read as follows:

Contingency Plan

- 2.C.(4) The licensee shall fully implement and maintain in effect all provisions of the Commission-approved Safeguards Contingency Plan, including amendments and changes made pursuant to the authority of 10 CFR 50.54(p). The approved Contingency Plan consists of documents withheld from public disclosure pursuant to 10 CFR 2.790(d)

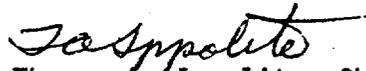
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identified as "Cooper Nuclear Station Safeguards Contingency Plan" dated July 29, 1979 as revised by page changes dated May 14, 1980, submitted pursuant to 10 CFR 73.40. The Contingency Plan shall be fully implemented, in accordance with 10 CFR 73.40(b), within 30 days of this approval by the Commission.

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

FOR THE NUCLEAR REGULATORY COMMISSION


Thomas A. Ippolito, Chief
Operating Reactors Branch #2
Division of Licensing

Date of Issuance: November 13, 1980

UNITED STATES NUCLEAR REGULATORY COMMISSIONDOCKET NO. 59-298NOTICE OF ISSUANCE OF AMENDMENT TO FACILITY
OPERATING LICENSE

The U. S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 64 to Facility Operating License No. DPR-46, issued to Nebraska Public Power District (the licensee), which revised the license for operation of the Cooper Nuclear Power Station (the facility), located in Nemaha County, Nebraska. The amendment is effective as of the date of issuance and is to be fully implemented within 30 days of Commission approval in accordance with the provisions of 10 CFR 73.40(b).

The amendment adds a license condition to include the Commission-approved Safeguards Contingency Plan as part of the license.

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

The Commission has determined that the issuance of the amendment will not result in any significant environmental impact and that pursuant to 10 CFR §1.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of the amendment.

The licensee's filings dated July 29, 1979, revised by letter dated May 30, 1980, transmitting revision dated May 14, 1980, are being withheld from public disclosure pursuant to 10 CFR 2.790(d). The withheld information is subject to disclosure in accordance with the provisions of 10 CFR §9.12.

For further details with respect to this action, see (1) Amendment No. 64 to License No. DPR-46 and (2) the Commission's related letter to the licensee dated November 13, 1980. 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 Auburn Public Library, 118 - 15th Street, Auburn, Nebraska. A copy of items (1) and (2) may be obtained upon request addressed to the U. S. Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland this 13th day of November, 1980.

FOR THE NUCLEAR REGULATORY COMMISSION


Thomas A. Ippolito, Chief
Operating Reactors Branch #2
Division of Licensing