



Nebraska Public Power District

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NLS2004132
October 14, 2004

U.S. Nuclear Regulatory Commission
Attention: Document Control Desk
Washington, D.C. 20555-0001

Subject: License Conditions for License Amendment Request to Extend Diesel Generator Allowed Outage Time and Utilize Temporary Fuel Oil Storage Tanks on a One-Time Basis
Cooper Nuclear Station, NRC Docket 50-298, DPR-46

- References:
1. Letter to U.S. Nuclear Regulatory Commission from R. Edington (Nebraska Public Power District) dated July 15, 2004 (License Amendment Request)
 2. Letter to U.S. Nuclear Regulatory Commission from S. Minahan (Nebraska Public Power District) dated September 28, 2004 (Response to Request for Additional Information)

The purpose of this letter is to inform the Nuclear Regulatory Commission (NRC) that, as discussed with members of the NRC Staff on October 14, 2004, the Nebraska Public Power District concurs with incorporation of certain commitments made in the reference letters as a condition of the Cooper Nuclear Station (CNS) operating license. This license condition would expire upon completion of the fuel oil storage tank cleaning and coating maintenance activity, but no later than November 30, 2004. The specific commitments that are to be incorporated as a license condition are identified in the attachment to this letter.

Should you have any questions concerning this matter, please contact Mr. Paul Fleming at (402)825-2774.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 10/14/04
(Date)

Sincerely,

Stewart B. Minahan
General Manager of Plant Operations

/rer

Attachment

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cc: Regional Administrator w/ attachment
USNRC - Region IV

Senior Project Manager w/ attachment
USNRC - NRR Project Directorate IV-1

Senior Resident Inspector w/enclosure
USNRC

Nebraska Health and Human Services w/ attachment
Department of Regulation and Licensure

NPG Distribution w/o attachment

CNS Records w/ attachment

**Attachment
Commitments to be Incorporated as License Conditions**

**Cooper Nuclear Station
License No. DPR-46**

	Condition	Date
1	Requirements for Post Maintenance Testing, in accordance with station surveillance procedures for the following activities (DIESEL FUEL OIL AVAILABILITY, DIESEL FUEL OIL STORAGE TANK, BUNKER A & B QUALITY TEST, DIESEL GENERATOR 31 DAY OPERABILITY TEST (IST) and DIESEL GENERATOR FUEL OIL TRANSFER PUMP IST FLOW TEST) and duplex strainer inspection and cleaning to be conducted at the conclusion of each divisional work window will be included in the Special Procedure.	October 20, 2004
2	The special procedure for the fuel tank maintenance activity will provide control for including communication of the DG status and CNS power needs to the system dispatcher on a daily basis for the duration of the activity.	October 20, 2004
3	Existing administrative controls for coordination of work in switchyards and transformer yards will be utilized to minimize the risk of power loss to equipment important to plant safety. It will be a specific requirement of the Special Procedure to ensure that this information is communicated to the System Load Dispatcher.	October 20, 2004
4	The Special Procedure for the fuel tank maintenance activity will contain the requirement to evaluate weather conditions prior to entering the activity.	October 20, 2004
5	Plant activities with the potential to challenge diesel generator operability or availability, or availability of Emergency Core Cooling Systems, critical switchgear/electrical buses, offsite power sources or safety related cooling water systems will not be planned for the duration of the fuel tank maintenance activities.	October 20, 2004
6	Work instructions to restore off-loaded fuel to the permanent storage tank, in the event of a DG start, and work instructions to accomplish the defense in depth measures will be incorporated into an approved procedure.	October 20, 2004

ATTACHMENT 3 LIST OF REGULATORY COMMITMENTS©

Correspondence Number: NLS2004132

The following table identifies those actions committed to by Nebraska Public Power District (NPPD) in this document. Any other actions discussed in the submittal represent intended or planned actions by NPPD. They are described for information only and are not regulatory commitments. Please notify the Licensing & Regulatory Affairs Manager at Cooper Nuclear Station of any questions regarding this document or any associated regulatory commitments.

COMMITMENT	COMMITTED DATE OR OUTAGE
None	