

March 30, 2005

Mr. Wayne Norton, President
Connecticut Yankee Atomic Power Company
362 Injun Hollow Road
East Hampton, CT 06424-3099

SUBJECT: TERMINATION OF ORDER FOR INTERIM SAFEGUARDS AND SECURITY
COMPENSATORY MEASURES AT HADDAM NECK PLANT (DPR-061)

Dear Mr. Norton:

On May 23, 2002 (ML021410276), and August 18, 2004 (ML042330604), the U.S. Nuclear Regulatory Commission (NRC) issued Orders for Safeguards and Security Compensatory Measures for the Connecticut Yankee Atomic Power Company's (CYAPCO) Haddam Neck Plant (HNP) in East Hampton, Connecticut. These Orders applied to all decommissioning nuclear power plants with spent fuel in their spent fuel pools (SFPs).

By letters dated June 11, 2002 (CY-02-090), December 4, 2002 (CY-02-108), and September 2, 2004 (CY-04-178), you responded to the NRC Orders. On November 9, 2004 (CY-04-176), you requested that the May 23, 2002, and August 18, 2004, compensatory measures Orders be rescinded on removal of all spent fuel from the SFP. The terms of these Orders were intended to remain in effect until all fuel had been removed from the SFP at HNP. As such, your request was placed on hold status pending completion of CYAPCO's spent fuel transportation and dry storage campaign.

By letter dated March 28, 2005 (CY-05-074), CYAPCO certified that the HNP SFP has been permanently emptied of spent nuclear fuel. Therefore, based on CYAPCO's certification and NRC's previous independent inspections of the transfer of HNP spent fuel to CYAPCO's Independent Spent Fuel Storage Installation (ISFSI), the Orders of May 23, 2002, and August 18, 2004, relating to compensatory measures associated with operation of an SFP are no longer applicable to CYAPCO. Consequently, we hereby terminate the Orders.

As a result this action, CYAPCO is no longer authorized to use the spent fuel pool to store spent fuel. HNP shall continue to adhere to the terms of the October 16, 2002, Order (ML022870024) containing compensatory measures for ISFSIs and the August 18, 2004, Order

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(ML042260521) containing additional security measures for access authorization for ISFSIs. Other terms and conditions of the HNP license and the Commission's regulations are not affected by this action.

Should you have any questions about these issues, please contact Ted Smith, at 301-415-6721.

Sincerely,

/RA/

J. E. Dyer, Director
Office of Nuclear Reactor Regulation

/RA/

Jack R. Strosnider, Director
Office of Nuclear Material Safety
and Safeguards

Docket No. 50-213

cc: See next page

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