



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

May 6, 1992

Docket No. 50-286

Mr. Ralph E. Beedle
Executive Vice President, Nuclear
Generation
Power Authority of the State of
New York
123 Main Street
White Plains, New York 10601

Dear Mr. Beedle:

SUBJECT: EXEMPTIONS FROM 10 CFR 50.46(a)(1)(i), 10 CFR 50.44(a), AND
APPENDIX K TO 10 CFR PART 50 - INDIAN POINT NUCLEAR GENERATING
UNIT NO. 3 (TAC NO. M82567)

By letter dated January 8, 1992, as supplemented February 26, 1992, you requested an amendment to the Technical Specifications (TS) and exemptions to several Code of Federal Regulations (CFR) requirements for the Indian Point Nuclear Generating Unit No. 3. The amendment and the exemptions are needed to allow use of ZIRLO™ clad fuel in the reactor instead of Zircaloy clad fuel as specified in the TS and CFR. You intend on refueling with ZIRLO™ clad fuel during the Cycle 8/9 refueling outage in June 1992.

The Commission has issued an exemption from the requirements of 10 CFR 50.46(a)(1)(i), 10 CFR 50.44(a), and Appendix K to 10 CFR Part 50, regarding the use of ZIRLO™ clad fuel. The exemptions are necessary before the staff can issue the TS amendment you requested. Please note that the TS amendment you requested in your letter of January 8, 1992, as supplemented February 26, 1992, must be issued before the ZIRLO™ clad fuel can be loaded into the Indian Point Nuclear Generating Unit No. 3 reactor.

A copy of the enclosed Exemption has been forwarded to the Office of the Federal Register for publication.

Sincerely,

Robert A. Capra

Robert A. Capra, Director
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Enclosure:
Exemption

cc w/enclosure:
See next page

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Mr. Ralph E. Beedle
Authority of the State
of New York

Indian Point Nuclear Generating Power
Station Unit No. 3

cc:

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

Resident Inspector
Indian Point 3 Nuclear Power Plant
U.S. Nuclear Regulatory Commission
Post Office Box 337
Buchanan, New York 10511

Mr. Gerald C. Goldstein
Assistant General Counsel
Power Authority of the State
of New York
1633 Broadway
New York, New York 10019

Mr. Charles W. Jackson
Manager, Nuclear Safety and
Licensing
Consolidated Edison Company
of New York, Inc.
Broadway and Bleakley Avenues
Buchanan, New York 10511

Mr. John C. Brons, President
Power Authority of the State
of New York
1633 Broadway
New York, New York 10019

Mayor, Village of Buchanan
236 Tate Avenue
Buchanan, New York 10511

Mr. Joseph E. Russell
Resident Manager
Indian Point 3 Nuclear Power Plant
Post Office Box 215
Buchanan, New York 10511

Mr. Peter Kokolakis
Director Nuclear Licensing - PWR
Power Authority of the State of New York
123 Main Street
White Plains, New York 10601

Ms. Donna Ross
New York State Energy Office
2 Empire State Plaza
16th Floor
Albany, New York 12223

Charles Donaldson, Esquire
Assistant Attorney General
New York Department of Law
120 Broadway
New York, New York 10271