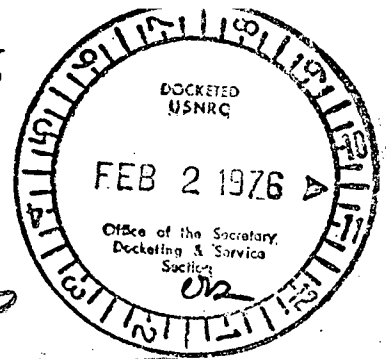


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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



IN THE MATTER OF

CONSOLIDATED EDISON COMPANY
OF NEW YORK, INC.
(Indian Point Station,
Unit No. 2)

1/30/76

DOCKET NO. 50-247
Extension of Interim
Operation Period

1/30/76

NOTICE OF HEARING RESPECTING
PROPOSED AMENDMENT TO OPERATING LICENSE AND
REQUESTED EXTENSION OF PERIOD OF INTERIM OPERATION

Pursuant to the Atomic Energy Act of 1954, as amended, the National Environmental Policy Act of 1969 (NEPA), the Rules and Regulations of the Nuclear Regulatory Commission, particularly 10 CFR Part 50, Licensing of Production and Utilization Facilities, and Part 2, Rules of Practice, Notice is hereby given that a hearing will be held concerning the Indian Point No. 2 nuclear power facility licensed to be operated by Consolidated Edison Company of New York, Inc. (Licensee). The hearing will convene to consider a proposed amendment to the operating license by the Licensee that the Commission approve the request for a two year extension of the period of interim operation of the facility using the installed once-through cooling system at the Indian Point Unit No. 2 facility.

The hearing respecting this proposed amendment will be held at a time and place to be designated by a later Order by the Atomic Safety and Licensing Board (Board) named herein. The Board designated

by the Acting Chairman of the Atomic Safety and Licensing Board Panel will consist of R. Beecher Briggs, Dr. Franklin C. Daiber, and Samuel W. Jensch, Esq., Chairman.

On October 3, 1975, a Notice of Availability of Licensee's Environmental Report; Notice of Proposed Issuance of Amendment to Facility Operating License and Notice of Opportunity for Hearing in the above-captioned proceeding was published by the Nuclear Regulatory Commission in the Federal Register (40 FR 45,874). That Notice provided, inter alia, that any person whose interest may be affected by the proceeding could file, in accordance with the Rules of Practice petitions to intervene by November 3, 1975. The Notice also provided a summary of 10 CFR 2.714 which is the Commission's Rule prescribing the form and content of petitions for leave to intervene. The Hudson River Fishermen's Association (HRFA) by its President filed a timely petition to intervene, in accordance with 10 CFR 2.714, and the petition was granted. In addition, the New York State Atomic Energy Council filed a petition to participate in accordance with 10 CFR 2.715(c), and this petition was granted.

A prehearing conference or conferences will be held by the Board, at a date and place to be set by it, to consider pertinent matters in accordance with the Commission's Rules of Practice. The date and place of the hearing will be set by the Board at or after the prehearing conference. Notices as to the dates and places of the

prehearing conference and the hearing will be published in the Federal Register. The specific issues to be considered at the hearing will be determined by the Board.

For further details pertinent to the matters under consideration, see the licensee's application for Amendment to Facility Operating License No. DPR-26.

After the above identified proposed amendment has been analyzed by the Commission's Director of Nuclear Reactor Regulation or his designee, a draft environmental statement on closed-cycle cooling systems will be prepared. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the Federal Register a summary notice of availability of the draft environmental statement, with a request for comments from interested persons on the draft environmental statement. The summary notice will also contain a statement to the effect that comments from Federal agencies and State and local officials will be made available when received. Upon consideration of comments submitted with respect to the draft environmental statement, the staff will prepare a final environmental statement, the availability of which will be published in the Federal Register.

The Commission will consider the issuance of an amendment to the facility operating license to the Consolidated Edison Company for operation of Indian Point Unit No. 2 in accordance with the provisions of the license, as amended, and the technical specifications appended thereto, upon: (1) completion of a favorable safety evaluation on the request by the Office of Nuclear Reactor Regulation; (2) completion of the environmental review required by the Commission's regulations in 10 CFR Part 51; (3) a finding by the Commission that the request for license amendment complies with the requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations in 10 CFR Chapter I and that the license amendment will not be inimical to the common defense and security or to the health and safety of the public.

For additional details, see the licensee's report and request for amendment to the facility operating license dated June 4, 1975 which are available for public inspection in the Commission's Public Document Room at 1717 H Street, N. W., Washington, D. C. 20555 and in the Hendrick Hudson Free Library, 31 Albany Post Road, Montrose, New York. This report is also available at the New York State Office of Planning Services, 488 Broadway, Albany, New York 12207, and the Tri-State Regional Planning Commission, 100 Church Street, New York, New York 10006. As they become available, the following documents may be inspected at the above locations: (1) the safety evaluation

report; (2) the draft environmental statement; (3) the final environmental statement; (4) the proposed facility operating license amendment.

Copies of the draft environmental statement and the facility operating license amendment, when available, may be obtained by request to the Director, Division of Reactor Licensing, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555. Copies of the Office of Nuclear Reactor Regulations' safety evaluation and final environmental statement, when available, may be obtained from the National Technical Information Service, Springfield, Virginia 22161.

Any person who wishes to make an oral or written statement in this proceeding but who has not filed a petition for leave to intervene may request permission to make a limited appearance pursuant to the provisions of 10 CFR Section 2.715 of the Commission's Rules of Practice . Limited appearances will be permitted at the time of the hearing in the discretion of the Board, within such limits and on such conditions as may be determined by it. Persons desiring to make a limited appearance are requested to inform the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, not later than thirty (30) days from the date of publication of this notice in the Federal Register. A person permitted to make a limited appearance does not become a party, but may state his position and raise questions which he would like to have answered to the extent that the questions are within the

scope of the hearing as specified above. A member of the public does not have the right to participate unless he has been granted the right to intervene as a party or the right of limited appearance.

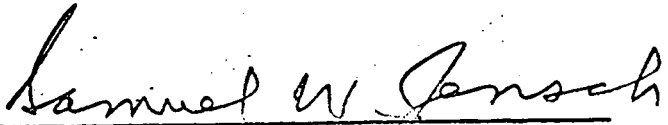
An answer to this notice, pursuant to the provisions of 10 CFR Section 2.705 of the Commission's Rules of Practice, must be filed by the parties to this proceeding (other than the Regulatory Staff) not later than twenty (20) days from the date of publication of this notice in the Federal Register. The parties are encouraged to confer and to stipulate if possible respecting the contentions and interests asserted.

Papers required to be filed in this proceeding may be filed by mail or telegram addressed to the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, ATTENTION: Docketing and Service Section, or may be filed by delivery to the Commission's Public Document Room, 1717 H Street, N. W., Washington, D. C. Pending further order of the Board, parties are required to file, pursuant to the provisions of 10 CFR Section 2.708, an original and twenty (20) conformed copies of each such paper with the Commission.

WHEREFORE, IT IS ORDERED, in accordance with the Atomic Energy Act, as amended, and the Rules of Practice of the Nuclear Regulatory Commission, that this Notice of Hearing be published in the Federal

Register, also be given general public distribution and that further Orders will be issued for prehearing conference or conferences and evidentiary hearing and likewise published in the Federal Register.

THE ATOMIC SAFETY AND LICENSING BOARD
Designated to Rule on Petitions for
Leave to Intervene



Samuel W. Jensch, Chairman

Issued:
January 30, 1976
Bethesda, Maryland