

UNITED STATES ATOMIC ENERGY COMMISSION

DOCKET NO. 50-247

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

(Indian Point Nuclear Generating Unit No. 2)

NOTICE OF ISSUANCE OF AMENDMENT TO FACILITY OPERATING LICENSE

Notice is hereby given that the Atomic Energy Commission (the Commission) has issued Amendment No. 1 to Facility Operating License No. DPR-26 to Consolidated Edison Company of New York, Inc., (Consolidated Edison). The Amendment amends the license in its entirety. The Amendment authorizes Consolidated Edison to operate the Indian Point Nuclear Generating Unit No. 2 (facility), a pressurized water nuclear reactor located at Consolidated Edison's site near Buchanan in Westchester County, New York, at power levels not in excess of 551 megawatts thermal for testing purposes (20% of the rated power level of the facility). The facility is designed for operation at approximately 2758 megawatts thermal, but in accordance with the provisions of Amendment No. 1 to Facility Operating License No. DPR-26 and the Technical Specifications appended thereto, activities under the license are restricted to power levels not in excess of 551 megawatts thermal for testing purposes.

On October 6, 1970, Consolidated Edison requested a public hearing on its application for a license to operate the facility at full power. Pursuant to a Commission Order, a public hearing before an Atomic

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Safety and Licensing Board (Board) commenced on December 17, 1970, in Buchanan, New York. On June 18, 1971, Consolidated Edison requested the Board, pursuant to 10 CFR Section 50.57 of the Commission's regulations to issue an order authorizing the Director of Regulation to make the necessary findings and issue a license permitting fuel loading and subcritical testing. The Board issued such an order on July 20, 1971. On October 19, 1971, the Commission issued Facility Operating License No. DPR-26 to Consolidated Edison, permitting fuel loading and subcritical testing of the facility. On October 19, 1971, Consolidated Edison in a supplement to a motion of September 24, 1971, requested authority to conduct testing operations of the Indian Point Nuclear Generating Unit No. 2 up to 50% of rated power or 1379 megawatts thermal. The Board issued an Initial Decision on July 14, 1972, authorizing the Director of Regulation to issue an amendment to Operating License No. DPR-26 authorizing operation at power levels not to exceed 551 megawatts thermal, (for testing purposes) in accordance with Section 50.57(c) and Appendix D, Section D.2 of 10 CFR Part 50. On October 27, 1972, the Atomic Safety and Licensing Appeal Board affirmed the Initial Decision of July 14, 1972, with respect to testing at power levels up to 20% of maximum rated power, and held in abeyance a decision with respect to testing at power levels above 20%.

The Commission's regulatory staff has inspected the facility and has determined that, for testing purposes the facility has been

constructed in accordance with the application, as amended, and the provisions of Provisional Construction Permit No. CPPR-21, as amended.

The Director of Regulation has made the findings set forth in the Amendment, and has concluded that the application for construction permit and facility license, as amended, complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR Chapter 1, that the issuance of the Amendment will not have a significant adverse impact on the quality of the environment, and will not be inimical to the common defense and security or to the health and safety of the public.

The license is effective as of the date of issuance and shall expire nine months from said date unless extended for good cause shown, or upon the earlier issuance of a subsequent licensing action.

A copy of (1) the Board's Initial Decision of July 14, 1972, and the Appeal Board's Decision of October 27, 1972, (2) Amendment No. 1 to Facility Operating License No. DPR-26, complete with Technical Specifications, (3) the Safety Evaluation for the Indian Point Nuclear Generating Unit No. 2, dated November 16, 1970, and Supplements 1, 2, and 3 thereto, dated November 20, 1970; July 1971; and September 3, 1971; respectively, (4) the report of the Advisory Committee on Reactor Safeguards on the Indian Point Nuclear Generating Unit No. 2, dated September 23, 1970, (5) "Discussion and Conclusions by the Division of Reactor Licensing, U.S. Atomic Energy Commission, Pursuant to

Appendix D of 10 CFR Part 50, Supporting the Issuance of a License to Consolidated Edison Company of New York, Inc., Authorizing the Loading of Fuel and Subcritical Testing of Indian Point Unit No. 2, Docket No. 50-247, dated October 6, 1971," and (6) "Discussion and Conclusions by the Division of Reactor Licensing, U.S. Atomic Energy Commission Pursuant to Appendix D of 10 CFR Part 50, Supporting the Issuance of a License to Consolidated Edison Company of New York, Inc., Authorizing Limited Operation of the Indian Point Unit No. 2, Docket No. 50-247, dated December 30, 1971," are available for public inspection at the Commission's Public Document Room, 1717 H-Street, NW, Washington, D. C. and at the Hendrick Hudson Free Library, 31 Albany Post Road, Montrose, New York 10548. Copies of the Amendment, complete with Technical Specifications, and items (3), (5), and (6) above may be obtained upon request addressed to the U.S. Atomic Energy Commission, Washington, D. C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Maryland, this th 20 day of April, 1973.

FOR THE ATOMIC ENERGY COMMISSION



Karl Kniel, Chief
Pressurized Water Reactors
Branch No. 2
Directorate of Licensing