

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
CONSOLIDATED EDISON COMPANY)
OF NEW YORK, INC.)
(Indian Point Station,) Docket Nos. 50-3, 50-247
Units Nos. 1 & 2) & 50-286
)
POWER AUTHORITY OF THE STATE)
OF NEW YORK (Indian Point)
No. 3 Nuclear Power Plant))

APPLICATION FOR AMENDMENT TO
OPERATING LICENSES

In accordance with Section 50.90 of the Regulations of the Nuclear Regulatory Commission ("NRC"), Consolidated Edison Company of New York, Inc. ("Consolidated Edison"), as holder of Provisional Operating License No. DPR-5 and Facility Operating License No. DPR-26, and the Power Authority of the State of New York ("Power Authority"), as holder of Operating License No. DPR-64, hereby apply for amendment to the Environmental Technical Specification Requirements ("ETSR") contained in Appendix B to each License.

Specifically, Consolidated Edison and the Power Authority request amendment to the Indian Point Unit Nos. 1, 2 and 3 ETSR so as to delete non-radiological environmental requirements, and to add a non-radiological environmental protection plan. These ETSR changes have been determined necessary to permit implementation of a Settlement Agreement concerning Indian Point

8103030 712

REGULATORY DOCKET FILE COPY

cooling system issues recently concluded among Consolidated Edison, the Power Authority, U.S. Environmental Protection Agency, the New York State Department of Environmental Conservation, the New York Attorney General, and various other parties. The Settlement Agreement appears as Attachment A to this Application.

Under the Settlement Agreement, non-radiological requirements presently found in the Indian Point Unit Nos. 1, 2 and 3 ETSR will be replaced by requirements imposed by the New York State Department of Environmental Conservation in SPDES permits issued pursuant to the Clean Water Act. NRC deferral to discharge permitting authority on non-radiological effluent, cooling system and related monitoring matters is consistent with Section 511(c) of the Clean Water Act, 33 U.S.C. § 1371(c)(2), as it has been applied by the NRC.

The Environmental Technical Specification Requirements requested by this Application also seek the inclusion of a non-radiological Environmental Protection Plan similar in form to that previously implemented for Alabama Power Company (Joseph M. Farley Nuclear Plant, Units 1 and 2), Docket Nos. 50-348A and 50-364A, and other plants. The proposed Environmental Protection Plan will keep the NRC informed of significant environmental developments at Indian Point.

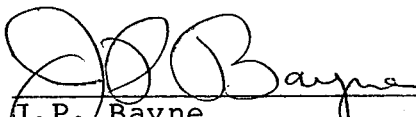
The specific proposed ETSR revisions for Indian Point Units 1 and 2 are set forth in Attachment B to this Application. The specific proposed ETSR revisions for Indian Point Unit 3

(which are identical to those for Indian Point Units 1 and 2, excepting Section 5.0 Administrative Controls) are set forth in Attachment C to this Application. A Safety Evaluation of the proposed changes is set forth in Attachment D to this Application. An Environmental Impact Evaluation and Cost-Benefit Analysis of the proposed changes is set forth in Attachment E to this Application. These evaluations demonstrate that the proposed changes do not represent a significant hazards consideration or an unreviewed safety question and will not cause any change in the types or increase in the amounts of effluents or any change in the authorized power level of the facilities.

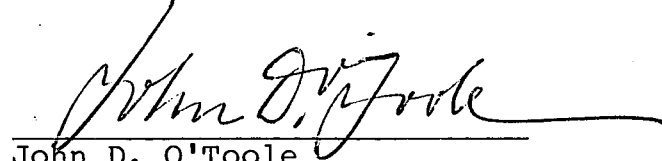
POWER AUTHORITY OF THE
STATE OF NEW YORK

CONSOLIDATED EDISON COMPANY
OF NEW YORK, INC.

By:


J.P. Bayne
Senior Vice President

By:

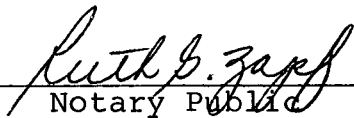

John D. O'Toole
Assistant Vice President

State of New York)
)
County of New York)


State of New York)
)
County of New York)

Sworn to before me this 27
day of February, 1981

Sworn to before me this 27th
day of February, 1981


Notary Public


Notary Public

RUTH G. ZAPP
Notary Public, State of New York
No. 30-4663428
Qualified in Nassau County
Commission Expires March 30, 1982 

PAMELA M. HAWKINS
Notary Public State of New York
No. 24-4694583
Qualified in Kings County
Commission Expires March 30, 1982