



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

May 16, 2013

Mr. Vito A. Kaminskis
Site Vice President
FirstEnergy Nuclear Operating Company
Perry Nuclear Power Plant
Mail Stop A-PY-A290
P.O. Box 97, 10 Center Road
Perry, OH 44081-0097

SUBJECT: PERRY NUCLEAR POWER PLANT, UNIT NO. 1 – RE-ISSUANCE OF
AMENDMENT REGARDING ADOPTION OF TSTF-275, "CLARIFY
REQUIREMENT FOR EDG START SIGNAL ON RPV LEVEL - LOW, LOW,
LOW DURING RPV CAVITY FLOOD-UP," AND TSTF-300, "ELIMINATE DG
LOCA-START SRs WHILE IN S/D WHEN NO ECCS IS REQUIRED" (TAC NO.
ME9521)

Dear Mr. Kaminskis:

By letter¹ dated May 6, 2013, the U.S. Nuclear Regulatory Commission (NRC) issued the subject amendment to Facility Operating License No. NPF-58 for the Perry Nuclear Power Plant, Unit No. 1. However, this amendment was incorrectly numbered as Amendment No. 163 when it should have been numbered as Amendment No. 164.

With this letter, we are re-issuing this amendment as Amendment No. 164. Enclosed are the corrected amendment and TS pages. This change is administrative in nature and does not change the NRC staff's conclusions. A copy of the NRC staff's safety evaluation was provided with the May 6, 2013, letter. The Notice of Issuance will be included in the Commission's next biweekly *Federal Register* notice.

Sincerely,

A handwritten signature in black ink, appearing to read "B. Purnell".

Blake Purnell, Project Manager
Plant Licensing Branch III-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-440

Enclosure: Amendment No. 164 to NPF-58
cc w/encl: Listserv

¹ Agencywide Documents Access and Management System Accession No. ML13051B144



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

FIRSTENERGY NUCLEAR OPERATING COMPANY

FIRSTENERGY NUCLEAR GENERATION, LLC.

OHIO EDISON COMPANY

DOCKET NO. 50-440

PERRY NUCLEAR POWER PLANT, UNIT NO. 1

AMENDMENT TO FACILITY OPERATING LICENSE

Amendment No. 164
License No. NPF-58

1. The U.S. Nuclear Regulatory Commission (the Commission) has found that:
 - A. The application for license filed by FirstEnergy Nuclear Operating Company, et al. (the licensee, FENOC), dated September 5, 2012, complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations set forth in 10 CFR Chapter I;
 - B. The facility will operate in conformity with the application, the provisions of the Act, and the rules and regulations of the Commission;
 - C. There is reasonable assurance (i) that the activities authorized by this amendment can be conducted without endangering the health and safety of the public, and (ii) that such activities will be conducted in compliance with the Commission's regulations;
 - D. The issuance of this amendment will not be inimical to the common defense and security or to the health and safety of the public; and
 - E. The issuance of this amendment is in accordance with 10 CFR Part 51 of the Commission's regulations and all applicable requirements have been satisfied.

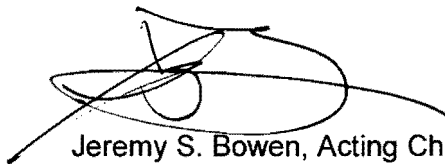
2. Accordingly, the license is amended by changes to the Technical Specifications as indicated in the attachment to this license amendment, and paragraph 2.C.(2) of Facility Operating License No. NPF-58 is hereby amended to read as follows:

(2) Technical Specifications

The Technical Specifications contained in Appendix A and the Environmental Protection Plan contained in Appendix B, as revised through Amendment No. 164 are hereby incorporated into the license. FENOC shall operate the facility in accordance with the Technical Specifications and the Environmental Protection Plan.

3. This license amendment is effective as of its date of its issuance and shall be implemented within 60 days of the date of issuance.

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in black ink, appearing to read 'Jeremy S. Bowen', is written over a horizontal line.

Jeremy S. Bowen, Acting Chief
Plant Licensing Branch III-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Attachment: Changes to the Technical
Specifications and Facility Operating License

Date of Issuance: May 16, 2013

ATTACHMENT TO LICENSE AMENDMENT NO. 164

FACILITY OPERATING LICENSE NO. NPF-58

DOCKET NO. 50-440

Replace the following pages of the Facility Operating License Specifications with the attached revised pages. The revised pages are identified by amendment number and contain marginal lines indicating the areas of change.

Remove
Page 4

Insert
Page 4

Replace the following pages of the Appendix A Technical Specifications with the attached revised pages. The revised pages are identified by amendment number and contain marginal lines indicating the areas of change.

Remove

Insert

3.3-39

3.3-39

3.3-40

3.3-40

3.3-41

3.3-41

3.3-42

3.3-42

3.8-20

3.8-20

renewal. Such sale and leaseback transactions are subject to the representations and conditions set forth in the above mentioned application of January 23, 1987, as supplemented on March 3, 1987, as well as the letter of the Director of the Office of Nuclear Reactor Regulation dated March 16, 1987, consenting to such transactions. Specifically, a lessor and anyone else who may acquire an interest under these transactions are prohibited from exercising directly or indirectly any control over the licenses of PNPP Unit 1. For purposes of this condition the limitations of 10 CFR 50.81, as now in effect and as may be subsequently amended, are fully applicable to the lessor and any successor in interest to that lessor as long as the license for PNPP Unit 1 remains in effect; these financial transactions shall have no effect on the license for the Perry Nuclear facility throughout the term of the license.

- (b) Further, the licensees are also required to notify the NRC in writing prior to any change in: (i) the terms or conditions of any lease agreements executed as part of these transactions; (ii) the PNPP Operating Agreement; (iii) the existing property insurance coverage for PNPP Unit 1; and (iv) any action by a lessor or others that may have an adverse effect on the safe operation of the facility.

- C. This license shall be deemed to contain and is subject to the conditions specified in the Commission's regulations set forth in 10 CFR Chapter I and is subject to all applicable provisions of the Act and to the rules, regulations, and orders of the Commission now and hereafter in effect; and is subject to the additional conditions specified or incorporated below:

- (1) Maximum Power Level

FENOC is authorized to operate the facility at reactor core power levels not in excess of 3758 megawatts thermal (100% power) in accordance with the conditions specified herein.

- (2) Technical Specifications

The Technical Specifications contained in Appendix A and the Environmental Protection Plan contained in Appendix B, as revised through Amendment No. 164, are hereby incorporated into the license. FENOC shall operate the facility in accordance with the Technical Specifications and the Environmental Protection Plan.

- (3) Antitrust Conditions

- a. FirstEnergy Nuclear Generation, LLC and Ohio Edison Company

Table 3.3.5.1-1 (page 1 of 5)
Emergency Core Cooling System Instrumentation

FUNCTION	APPLICABLE MODES OR OTHER SPECIFIED CONDITIONS	REQUIRED CHANNELS PER FUNCTION	CONDITIONS REFERENCED FROM REQUIRED ACTION A.1	SURVEILLANCE REQUIREMENTS	ALLOWABLE VALUE
1. Low Pressure Coolant Injection-A (LPCI) and Low Pressure Core Spray (LPCS) Subsystems					
a. Reactor Vessel Water Level - Low Low Low, Level 1	1,2,3, 4(a)(f), 5(a)(f)	2(b)	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 14.3 inches
b. Drywell Pressure - High	1,2,3	2(b)	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≤ 1.88 psig
c. LPCI Pump A Start-Time Delay Relay	1,2,3, 4(a), 5(a)	1	C	SR 3.3.5.1.2 SR 3.3.5.1.4 SR 3.3.5.1.6	≤ 5.25 seconds
d. Reactor Vessel Pressure - Low (LPCS Injection Valve Permissive)	1,2,3	1	C	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 482.7 psig and ≤ 607.7 psig
	4(a), 5(a)	1	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 482.7 psig and ≤ 607.7 psig
e. Reactor Vessel Pressure-Low (LPCI Injection Valve Permissive)	1,2,3	1	C	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 490.0 psig and ≤ 537.1 psig
	4(a), 5(a)	1	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 490.0 psig and ≤ 537.1 psig
f. LPCS Pump Discharge Flow - Low (Bypass)	1,2,3, 4(a), 5(a)	1	E	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 1200 gpm
(continued)					

(a) When associated ECCS subsystem(s) are required to be OPERABLE per LCO 3.5.2, ECCS-Shutdown.

(b) Also required to initiate the associated diesel generator and AEGT subsystem.

(f) When associated AEGT subsystems are required to be OPERABLE per LCO 3.6.4.3, Annulus Exhaust Gas Treatment (AEGT) System.

Table 3.3.5.1-1 (page 2 of 5)
Emergency Core Cooling System Instrumentation

FUNCTION	APPLICABLE MODES OR OTHER SPECIFIED CONDITIONS	REQUIRED CHANNELS PER FUNCTION	CONDITIONS REFERENCED FROM REQUIRED ACTION A.1	SURVEILLANCE REQUIREMENTS	ALLOWABLE VALUE
1. Low Pressure Coolant Injection-A (LPCI) and Low Pressure Core Spray (LPCS) Subsystems (continued)					
g. LPCI Pump A Discharge Flow - Low (Bypass)	1,2,3, 4(a),5(a)	1	E	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 1450 gpm
h. Manual Initiation	1,2,3, 4(a),5(a)	1	C	SR 3.3.5.1.6	NA
2. LPCI B and LPCI C Subsystems					
a. Reactor Vessel Water Level - Low Low Low, Level 1	1,2,3, 4(a)(f), 5(a)(f)	2(b)	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 14.3 inches
b. Drywell Pressure - High	1,2,3	2(b)	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≤ 1.88 psig
c. LPCI Pump B Start - Time Delay Relay	1,2,3, 4(a),5(a)	1	C	SR 3.3.5.1.2 SR 3.3.5.1.4 SR 3.3.5.1.6	≤ 5.25 seconds
d. Reactor Vessel Pressure - Low (LPCI Injection Valve Permissive)	1,2,3	1 per subsystem	C	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 490.0 psig and ≤ 537.1 psig for LPCI B; and ≥ 490.0 psig and ≤ 537.1 psig for LPCI C
	4(a),5(a)	1 per subsystem	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 490.0 psig and ≤ 537.1 psig for LPCI B; and ≥ 490.0 psig and ≤ 537.1 psig for LPCI C

(continued)

- (a) When associated ECCS subsystem(s) are required to be OPERABLE per LCO 3.5.2, ECCS-Shutdown.
- (b) Also required to initiate the associated diesel generator and AEGT subsystem.
- (f) When associated AEGT subsystems are required to be OPERABLE per LCO 3.6.4.3, Annulus Exhaust Gas Treatment (AEGT) System.

Table 3.3.5.1-1 (page 3 of 5)
Emergency Core Cooling System Instrumentation

FUNCTION	APPLICABLE MODES OR OTHER SPECIFIED CONDITIONS	REQUIRED CHANNELS PER FUNCTION	CONDITIONS REFERENCED FROM REQUIRED ACTION A.1	SURVEILLANCE REQUIREMENTS	ALLOWABLE VALUE
2. LPCI B and LPCI C Subsystems (continued)					
e. LPCI Pump B and LPCI Pump C Discharge Flow - Low (Bypass)	1,2,3, 4(a),5(a)	1 per pump	E	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 1450 gpm
f. Manual Initiation	1,2,3, 4(a),5(a)	1	C	SR 3.3.5.1.6	NA
3. High Pressure Core Spray (HPCS) System					
a. Reactor Vessel Water Level - Low Low, Level 2	1,2,3, 4(a),5(a)	4(e)	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 127.6 inches
b. Drywell Pressure - High	1,2,3	4(e)	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≤ 1.88 psig
c. Reactor Vessel Water Level - High, Level 8	1,2,3, 4(a),5(a)	4	B	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≤ 221.7 inches
d. Condensate Storage Tank Level - Low	1,2,3, 4(c),5(c)	2	D	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 90,300 gallons
e. Suppression Pool Water Level - High	1,2,3	2	D	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.7 SR 3.3.5.1.6	≤ 18 ft 6 inches
(continued)					

- (a) When associated ECCS subsystem(s) are required to be OPERABLE per LCO 3.5.2, ECCS-Shutdown.
- (c) When HPCS is OPERABLE for compliance with LCO 3.5.2, "ECCS - Shutdown," and aligned to the condensate storage tank while tank water level is not within the limits of SR 3.5.2.2.
- (e) Also required to initiate the associated diesel generator.

Table 3.3.5.1-1 (page 4 of 5)
Emergency Core Cooling System Instrumentation

FUNCTION	APPLICABLE MODES OR OTHER SPECIFIED CONDITIONS	REQUIRED CHANNELS PER FUNCTION	CONDITIONS REFERENCED FROM REQUIRED ACTION A.1	SURVEILLANCE REQUIREMENTS	ALLOWABLE VALUE
3. High Pressure Core Spray (HPCS) System (continued)					
f. HPCS Pump Discharge Pressure - High (Bypass)	1,2,3, 4(a),5(a)	1	E	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 120 psig
g. HPCS System Flow Rate - Low (Bypass)	1,2,3, 4(a),5(a)	1	E	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 600 gpm
h. Manual Initiation	1,2,3, 4(a),5(a)	1	C	SR 3.3.5.1.6	NA
4. Automatic Depressurization System (ADS) Trip System A					
a. Reactor Vessel Water Level - Low Low Low, Level 1	1,2(d),3(d)	2	F	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 14.3 inches
b. ADS Initiation Timer	1,2(d),3(d)	1	G	SR 3.3.5.1.2 SR 3.3.5.1.4 SR 3.3.5.1.6	≥ 100.5 seconds and ≤ 109.5 seconds
c. Reactor Vessel Water Level - Low, Level 3 (Confirmatory)	1,2(d),3(d)	1	F	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 177.1 inches
d. LPCS Pump Discharge Pressure - High	1,2(d),3(d)	2	G	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 125 psig
e. LPCI Pump A Discharge Pressure - High	1,2(d),3(d)	2	G	SR 3.3.5.1.1 SR 3.3.5.1.2 SR 3.3.5.1.3 SR 3.3.5.1.5 SR 3.3.5.1.6	≥ 115 psig
f. Manual Initiation	1,2(d),3(d)	2	G	SR 3.3.5.1.6	NA

(continued)

(a) When associated ECCS subsystem(s) are required to be OPERABLE per LCO 3.5.2, ECCS-Shutdown.

(d) With reactor steam dome pressure > 150 psig.

SURVEILLANCE REQUIREMENTS

SURVEILLANCE	FREQUENCY
SR 3.8.2.1 -----NOTES----- 1. The following SRs are not required to be performed: SR 3.8.1.3, SR 3.8.1.8 through SR 3.8.1.16, SR 3.8.1.18, and SR 3.8.1.19. 2. SR 3.8.1.12 and SR 3.8.1.19 are not required to be met when the associated ECCS subsystem(s) are not required to be OPERABLE per LCO 3.5.2, "ECCS - Shutdown." ----- For AC sources required to be OPERABLE, the following SRs are applicable: SR 3.8.1.1SR 3.8.1.7SR 3.8.1.14 SR 3.8.1.2SR 3.8.1.9SR 3.8.1.15 SR 3.8.1.3SR 3.8.1.10SR 3.8.1.16 SR 3.8.1.4SR 3.8.1.11SR 3.8.1.18 SR 3.8.1.5SR 3.8.1.12SR 3.8.1.19 SR 3.8.1.6SR 3.8.1.13	In accordance with applicable SRs

May 16, 2013

Mr. Vito A. Kaminskas
Site Vice President
FirstEnergy Nuclear Operating Company
Perry Nuclear Power Plant
Mail Stop A-PY-A290
P.O. Box 97, 10 Center Road
Perry, OH 44081-0097

SUBJECT: PERRY NUCLEAR POWER PLANT, UNIT NO. 1 – RE-ISSUANCE OF AMENDMENT REGARDING ADOPTION OF TSTF-275, “CLARIFY REQUIREMENT FOR EDG START SIGNAL ON RPV LEVEL - LOW, LOW, LOW DURING RPV CAVITY FLOOD-UP,” AND TSTF-300, “ELIMINATE DG LOCA-START SRs WHILE IN S/D WHEN NO ECCS IS REQUIRED” (TAC NO. ME9521)

Dear Mr. Kaminskas:

By letter² dated May 6, 2013, the U.S. Nuclear Regulatory Commission (NRC) issued the subject amendment to Facility Operating License No. NPF-58 for the Perry Nuclear Power Plant, Unit No. 1. However, this amendment was incorrectly numbered as Amendment No. 163 when it should have been numbered as Amendment No. 164.

With this letter, we are re-issuing this amendment as Amendment No. 164. Enclosed are the corrected amendment and TS pages. This change is administrative in nature and does not change the NRC staff's conclusions. A copy of the NRC staff's safety evaluation was provided with the May 6, 2013, letter. The Notice of Issuance will be included in the Commission's next biweekly *Federal Register* notice.

Sincerely,

/RA/

Blake Purnell, Project Manager
Plant Licensing Branch III-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-440

Enclosure: Amendment No. 164 to NPF-58

cc w/encl: Listserv

DISTRIBUTION:

PUBLIC LPL3-2 R/F
RidsNrrDorlDpr Resource
RidsNrrDssSrx Resource
RidsNrrPMPerry Resource

RidsAcraAcnw_MailCTR Resource
RidsNrrDorlLpl3-2 Resource
RidsNrrDssStsb Resource
RidsRgn3MailCenter Resource

RidsNrrDeEeeb Resource
RidsNrrDraApla Resource
RidsNrrLASRohrer Resource

ADAMS Accession No.: ML13136A143

OFFICE	NRR/DORL/LPL3-2/PM	NRR/DORL/LPL3-2/LA	NRR/DORL/LPL3-2/BC	NRR/DORL/LPL3-2/PM
NAME	BPurnell	SRohrer	JBowen	BPurnell
DATE	05/16/13	05/16/13	05/16/13	05/16/13

OFFICIAL RECORD COPY

² Agencywide Documents Access and Management System Accession No. ML13051B144