



Entergy Nuclear Operations, Inc.  
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**Christopher J. Wamser**  
Site Vice President

10 CFR 171

BVY 15-005

January 12, 2015

U.S. Nuclear Regulatory Commission  
Attn: Document Control Desk  
Washington, DC 20555

**SUBJECT:** Request to Reclassify Vermont Yankee Nuclear Power Station under  
10 CFR 171.15, "Annual Fees: Reactor Licenses and Independent Spent Fuel  
Storage Licenses"  
Vermont Yankee Nuclear Power Station  
Docket No. 50-271  
License No. DPR-28

**REFERENCE:**

1. Letter, Entergy Nuclear Operations, Inc. to USNRC, "Notification of Permanent Cessation of Power Operations", BVY 13-079, dated September 23, 2013 (ML13273A204)
2. Letter, Entergy Nuclear Operations, Inc. to USNRC, "Post Shutdown Decommissioning Activities Report," BVY 14-078, dated December 19, 2014 (ML14357A110)
3. Letter, ENO to USNRC, "Update to Irradiated Fuel Management Program Pursuant to 10 CFR 50.54(bb)," BVY 14-085, dated December 19, 2014 (ML14358A251)
4. Letter, Entergy Nuclear Operations, Inc. to USNRC, "Certifications of Permanent Cessation of Power Operations and Permanent Removal of Fuel from the Reactor Vessel", BVY 15-001, dated January 12, 2015

Dear Sir or Madam:

By letter dated September 23, 2013 (Reference 1), Entergy Nuclear Operations, Inc. (ENO) notified the NRC of its intention to permanently cease power operations of Vermont Yankee Nuclear Power Station (VY) by the end of 2014. By letters dated December 19, 2014, ENO submitted a Post Shutdown Decommissioning Activities Report (PSDAR) in accordance with the requirements of 10 CFR 50.82(a)(4)(i) (Reference 2) and an Update to the Irradiated Fuel Management Program per the requirements of 10 CFR 50.54(bb) (Reference 3). By letter dated January 12, 2015 (Reference 4), ENO certified that VY permanently ceased power operations and that all fuel has been permanently removed from the reactor vessel.

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Upon docketing of these certifications for permanent cessation of operations and permanent removal of fuel from the reactor vessel, 10 CFR 50.82(a)(2) states that the 10 CFR Part 50 license no longer authorizes operation of the reactor or emplacement or retention of fuel into the reactor vessel.

Therefore, ENO requests that the NRC reclassify VY with respect to 10 CFR 171.15, "Annual fees: Reactor licenses and independent spent fuel storage licenses." Specifically, ENO requests that the NRC reclassify VY as a "power reactor holding a 10 CFR Part 50 license that is in decommissioning or possession only status and has spent fuel stored on site" and assess annual fees under 10 CFR 171.15(c)(1) until such time that NRC is notified that all fuel has been removed from the site.

ENO also requests that the NRC billing of fees for the second quarter of fiscal year 2015 (January – March) reflect the new classification of VY under 10 CFR 171.15(c)(1), prorated based on all fuel being permanently removed from the VY reactor vessel on January 12, 2015, as certified by Reference (4), in accordance with 10 CFR 171.17(a)(2), "Terminations."

This letter contains no regulatory commitments.

If you have any questions concerning this letter, or require additional information, please contact Mr. Coley C. Chappell at (802) 451-3374.

Sincerely,



CJW/JTM

cc: Mr. Daniel H. Dorman  
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NRC Resident Inspector  
Vermont Yankee

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