

DEC - 5 1972

Docket No. 50-220

Niagara Mohawk Power Corporation
ATTN: Thomas J. Brosnan
Vice President and Chief Engineer
300 Erie Boulevard West
Syracuse, New York 13202

Gentlemen:

The Commission has forwarded the enclosed notice to the Office of the Federal Register for filing and publication. The notice relates to the Commission's consideration for conversion of Provisional Operating License No. DPR-17 for your Nine Mile Point Nuclear Station Unit 1 to a full-term operating license. A copy of the display advertisement that has been transmitted to the newspaper publishers in Syracuse and Oswego, New York, for publication in their papers (on 12/5/72) also is enclosed for your information.

Copies of the Safety Evaluation by the Directorate of Licensing, the report by the Advisory Committee on Reactor Safeguards, the Commission's Draft and Final Environmental Statements, and the proposed full-term operating license will be sent to you as they become available.

Action on your application (notarized June 7, 1972) to designate the facility under Provisional Operating License No. DPR-17 as Unit 1 will be included with the issuance of our next license amendment.

Sincerely,

Original Signed by:
Donald J. Skovholt

Donald J. Skovholt
Assistant Director
for Operating Reactors
Directorate of Licensing

Enclosures:

1. Federal Register Notice
2. Ad for newspapers

cc w/enclosures: See next page

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THE UNITED STATES OF AMERICA
DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

MEMORANDUM

TO : SAC, NEW YORK (100-100000)

FROM : SAC, NEW YORK (100-100000)

SUBJECT: [Illegible]

RE: [Illegible]

DATE: [Illegible]

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cc w/enclosures:

LeBoeuf, Lamb, Leiby & MacRae
 1821 Jefferson Place, N. W.
 Washington, D. C. 20036

Mr. Robert P. Jones, Supervisor
 Town of Scriba
 R. D. #4
 Oswego, New York 13126

Oswego City Library
 120 East Second Street
 Oswego, New York 13126

cc w/above enclosures and w/copy of
 NMPC's Appla. notarized June 7 and 27, 1972:

Dr. William E. Seymour
 Staff Coordinator
 New York State Atomic Energy Council
 New York State Department of Commerce
 112 State Street
 Albany, New York 12207

DISTRIBUTION

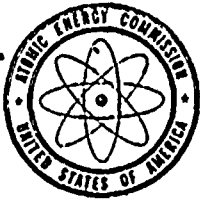
Docket File
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 RMDiggs
 ACRS (16)

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UNITED STATES
ATOMIC ENERGY COMMISSION
WASHINGTON, D.C. 20545

December 5, 1972

Docket No. 50-220

Niagara Mohawk Power Corporation
ATTN: Thomas J. Brosnan
Vice President and Chief Engineer
300 Erie Boulevard West
Syracuse, New York 13202

Gentlemen:

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Copies of the Safety Evaluation by the Directorate of Licensing, the report by the Advisory Committee on Reactor Safeguards, the Commission's Draft and Final Environmental Statements, and the proposed full-term operating license will be sent to you as they become available.

Action on your application (notarized June 7, 1972) to designate the facility under Provisional Operating License No. DPR-17 as Unit 1 will be included with the issuance of our next license amendment.

Sincerely,

A handwritten signature in cursive script, reading "Donald J. Skovholt", is positioned above the typed name.

Donald J. Skovholt
Assistant Director
for Operating Reactors
Directorate of Licensing

Enclosures:

1. Federal Register Notice
2. Ad for newspapers

cc w/enclosures: See next page



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1821 Jefferson Place, N. W.
Washington, D. C. 20036

Mr. Robert P. Jones, Supervisor
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R. D. #4
Oswego, New York 13126

Oswego City Library
120 East Second Street
Oswego, New York 13126

cc w/above enclosures and w/copy of
NMPC's Appls. notarized June 7 and 27, 1972:

Dr. William E. Seymour
Staff Coordinator
New York State Atomic Energy Council
New York State Department of Commerce
112 State Street
Albany, New York 12207



UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

In the Matter of)
)
NIAGARAMOHAWK POWER CORPORATION) Docket No. 50-220
(Nine Mile Point Nuclear Station)
Unit No. 1)

NOTICE OF CONSIDERATION OF CONVERSION OF
PROVISIONAL OPERATING LICENSE TO FULL-TERM OPERATING LICENSE;
NOTICE OF OPPORTUNITY FOR HEARING
PURSUANT TO 10 CFR PART 50, APPENDIX D

The Atomic Energy Commission (the Commission) will consider the issuance of a full-term facility operating license to the Niagara Mohawk Power Corporation (the licensee) which would authorize the licensee to possess, use and operate the Nine Mile Point Nuclear Station Unit No. 1 (the facility), located in the Town of Scriba, Oswego County, New York, at its presently licensed steady state power level of up to 1850 megawatts (thermal) for a period of 40 years from April 12, 1965, the issuance date of the construction permit (CPPR-16) in accordance with the provisions of the license and the Technical Specifications appended thereto, upon the completion of a favorable safety evaluation of the application by the Commission's Directorate of Licensing, the completion of the environmental review required by the Commission's regulations in 10 CFR Part 50, Appendix D, the receipt of a report on the application from the Advisory Committee on Reactor Safeguards (ACRS), and a finding by the Commission that the application for the full-term 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 I. The facility is presently being operated in accordance with Provisional Operating License No. DPR-17 issued by the Commission on August 22, 1969.

The full-term license will not be issued until the Commission has made the findings, reflecting its review of the application under the Atomic Energy Act of 1954, as amended, which will be set forth in the proposed license, and has concluded that the issuance of the license will not be inimical to the common defense and security or to the health and safety of the public. The licensee has satisfied its obligation concerning indemnification as required by Section 170 of the Act and 10 CFR Part 140 of the Commission's regulations.

The facility is subject to the provisions of Section A of Appendix D to 10 CFR Part 50, which sets forth procedures applicable to review of environmental considerations for production and utilization facilities.

Within thirty (30) days from the date of publication of this notice in the FEDERAL REGISTER, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a petition for leave to intervene with respect to the issuance of a full-term facility operating license. Requests for a hearing and petitions to intervene shall be filed in accordance with the Commission's rules of practice in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.



A petition for leave to intervene must be filed under oath or affirmation in accordance with the provisions of 10 CFR §2.714. As required by 10 CFR §2.714, a petition for leave to intervene shall set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and any other contentions of the petitioner including the facts and reasons why he should be permitted to intervene, with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. Any such petition shall be accompanied by a supporting affidavit identifying the specific aspect or aspects of the subject matter of the proceeding as to which the petitioner wishes to intervene and setting forth with particularity both the facts pertaining to his interest and the basis for his contentions with regard to each aspect on which he desires to intervene. A petition that sets forth contentions relating only to matters outside the jurisdiction of the Commission will be denied.

A request for a hearing or a petition for leave to intervene must be filed with the Office of the Secretary of the Commission, United States Atomic Energy Commission, Washington, D.C. 20545, Attention Chief, Public Proceedings Staff not later than thirty (30) days from the date of publication of this notice in the FEDERAL REGISTER. Such requests or petitions within the same 30-day period may be delivered to the Commission's Public




Document Room, 1717 H Street, N.W., Washington, D.C. A petition for leave to intervene which is not timely will not be granted unless the Commission determines that the petitioner has made a substantial showing of good cause for failure to file on time and after the Commission has considered those factors specified in 10 CFR §2.714(a).

For further details with respect to the matters under consideration, see the licensee's application for conversion of Provisional Operating License No. DPR-17 to a full-term operating license notarized June 27, 1972, and the licensee's Environmental Report dated June 1972, which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Oswego City Library, 120 East Second Street, Oswego, New York 13126. As they become available, the following documents will also be available at the above locations: (1) the Safety Evaluation prepared by the Directorate of Licensing; (2) the Commission's draft detailed statement on environmental considerations pursuant to 10 CFR Part 50, Appendix D; (3) the Commission's final detailed statement on environmental considerations; (4) the report of the Advisory Committee on Reactor Safeguards on the Application for a full-term facility operating license; (5) the proposed full-term operating license; and (6) the proposed technical specifications, which will be attached to the proposed full-term facility operating license.



Copies of items (1), (3), (4), and (5) may be obtained when they become available by request to the Deputy Director for Reactor Projects, Directorate of Licensing, U. S. Atomic Energy Commission, Washington, D.C. 20545.

FOR THE ATOMIC ENERGY COMMISSION


Donald J. Skovholt (Acting for)
A. Giambusso, Deputy Director
for Reactor Projects
Directorate of Licensing

Dated at Bethesda, Maryland
this 22nd day of Nov, 1972



NOTICE OF OPPORTUNITY FOR PUBLIC PARTICIPATION
IN AEC LICENSING PROCEEDINGS FOR
NINE MILE POINT NUCLEAR STATION UNIT NO. 1 FULL-TERM LICENSE

The Atomic Energy Commission is giving public notice that it is considering conversion of the provisional operating license held by Niagara Mohawk Power Corporation for operation of the Nine Mile Point Nuclear Station Unit No. 1 in the Town of Scriba, Oswego County, New York, to a full-term, 40 year license.

The notice provides that within 30 days after publication in the Federal Register on December 5, 1972, any person whose interest may be affected may file a petition for leave to intervene in the proceeding.

Petitions for leave to intervene must be filed under oath or affirmation and must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed with the Secretary of the Commission, U. S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Staff, by January 5, 1973. Timely petitions will be considered by the Commission to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his



contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

The Commission has arranged for documents and correspondence relating to the licensing of this facility to be kept on file for public inspection at the Oswego City Library, 120 East Second Street, Oswego, New York 13126.



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