

50-220

MAY 4 1979

DISTRIBUTION:  
CENTRAL FILE  
PSS READING P-433  
EDO READING  
GERRTER (EDO-5650)  
MGrclf  
HDenton LVGossick  
ECase *July 79-0492*  
VStello KCorneil  
PCFine  
DMCrutchfield  
DFBunch

Mr. John E. Fitzgibbons  
Mayor of Oswego  
Oswego, NY 13126

Dear Mr. Fitzgibbons:

Your letter of March 15, 1979 to Chairman Hendrie has been referred to me for reply.

Shutdown of the FitzPatrick nuclear power plant in New York State was ordered by the NRC on March 13, 1979, because of questions about the ability of the piping system to withstand earthquakes. Our objective is to review the situation in an expedited and disciplined manner so that the FitzPatrick plant can be returned to operation with assurance that this will not constitute a threat to the public health and safety.

We are mindful of the economic hardships that can occur as a result of plant shutdowns and will work as hard as we can to avoid any unnecessary delays in bringing the plant back on line.

Sincerely,

Original Signed By  
Roger S. Boyd

Harold R. Denton, Director  
Office of Nuclear Reactor  
Regulation

*H2  
cep*

*7906290206 H*  
*7905310237 P*

\*\* SEE PREVIOUS YELLOW COPY FOR CONCURRENCES

|           |            |               |              |        |          |        |
|-----------|------------|---------------|--------------|--------|----------|--------|
| OFFICE >  | NRR:PSS ** | NRR:PSS **    | NRR:PSS:D ** | NRR:DD | NRR:D    | EDO    |
| SURNAME > | PCFine:s1  | DMCrutchfield | DFBunch      | EGCase | HRDenton |        |
| DATE >    | 4/ /79     | 5/ /79        | 5/ /79       | 5/2/79 | 5/2/79   | 5/ /79 |



Original Signed By  
Roger S. Boyd

Distribution

Central files  
PSS r/f P-433  
EDO r/f  
Gerrter (EDO-5650)  
MGroff  
HDenton  
ECase  
VStello  
PCFine  
DMCrutchfield  
DFBunch

Mr. John E. Fitzgibbons  
Mayor of Oswego  
Oswego, NY 13126

Dear Mr. Fitzgibbons:

Your letter of March 15, 1979 to Chairman Hendrie indicated that the NRC had closed the Nine Mile Point nuclear power plant. The plant has been down for normal refueling, not because of any action by the NRC.

Shutdown of the FitzPatrick nuclear power plant in New York State was ordered by the NRC on March 13, 1979, because of questions about the ability of the piping system to withstand earthquakes. Our objective is to review the situation in an expedited and disciplined manner so that the FitzPatrick plant can be returned to operation with assurance that this will not constitute a threat to the public health and safety.

Sincerely,

Harold R. Denton, Director  
Office of Nuclear Reactor  
Regulation

|         |                    |               |           |        |          |        |
|---------|--------------------|---------------|-----------|--------|----------|--------|
| OFFICE  | NRR:PSS <i>PCF</i> | NRR:PSS       | NRR:PSS:D | NRR:DD | NRR:D    | EDO    |
| SURNAME | PCFine:mmt         | DMCrutchfield | DFBunch   | EGCase | HRDenton |        |
| DATE    | 4-24-79            | 4-24-79       | 4-16-79   | 4- -79 | 4- -79   | 4- -79 |

Handwritten marks at the top right corner.

Main body of the document containing several paragraphs of text, which is extremely faint and illegible.

Handwritten text at the bottom center, possibly a signature or date.



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

Thurs.

Sam,

The attached is forwarded  
per our phone conv. this AM.  
Since the request is darn  
close to an FOIA type  
request, I'd like to propose  
that DOR respond to para. 1  
and I&E (Ed Jordan)  
respond to para. 2.

Thanks,

Phil Polk  
DOR, ORB#3  
X 27872



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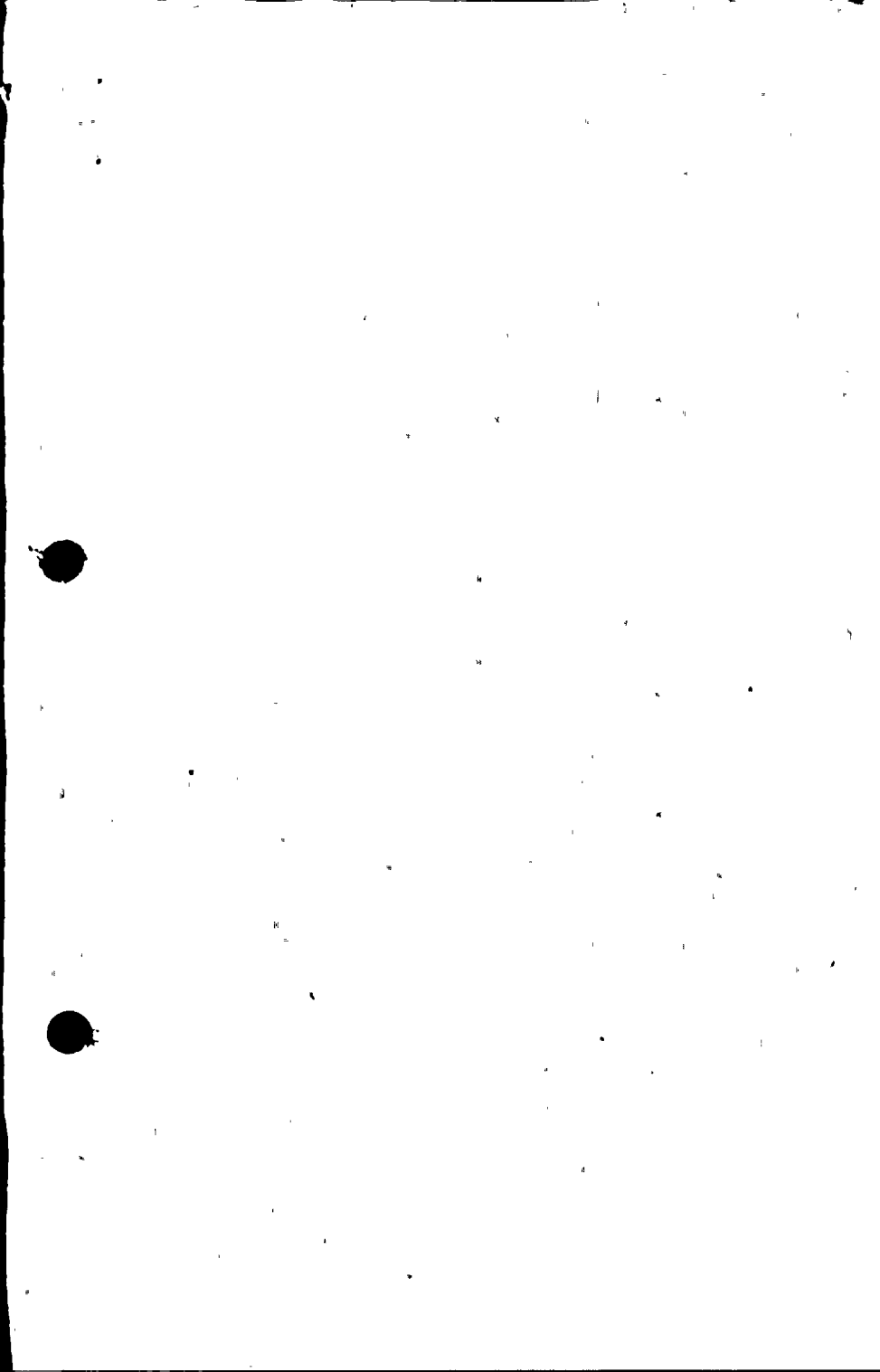
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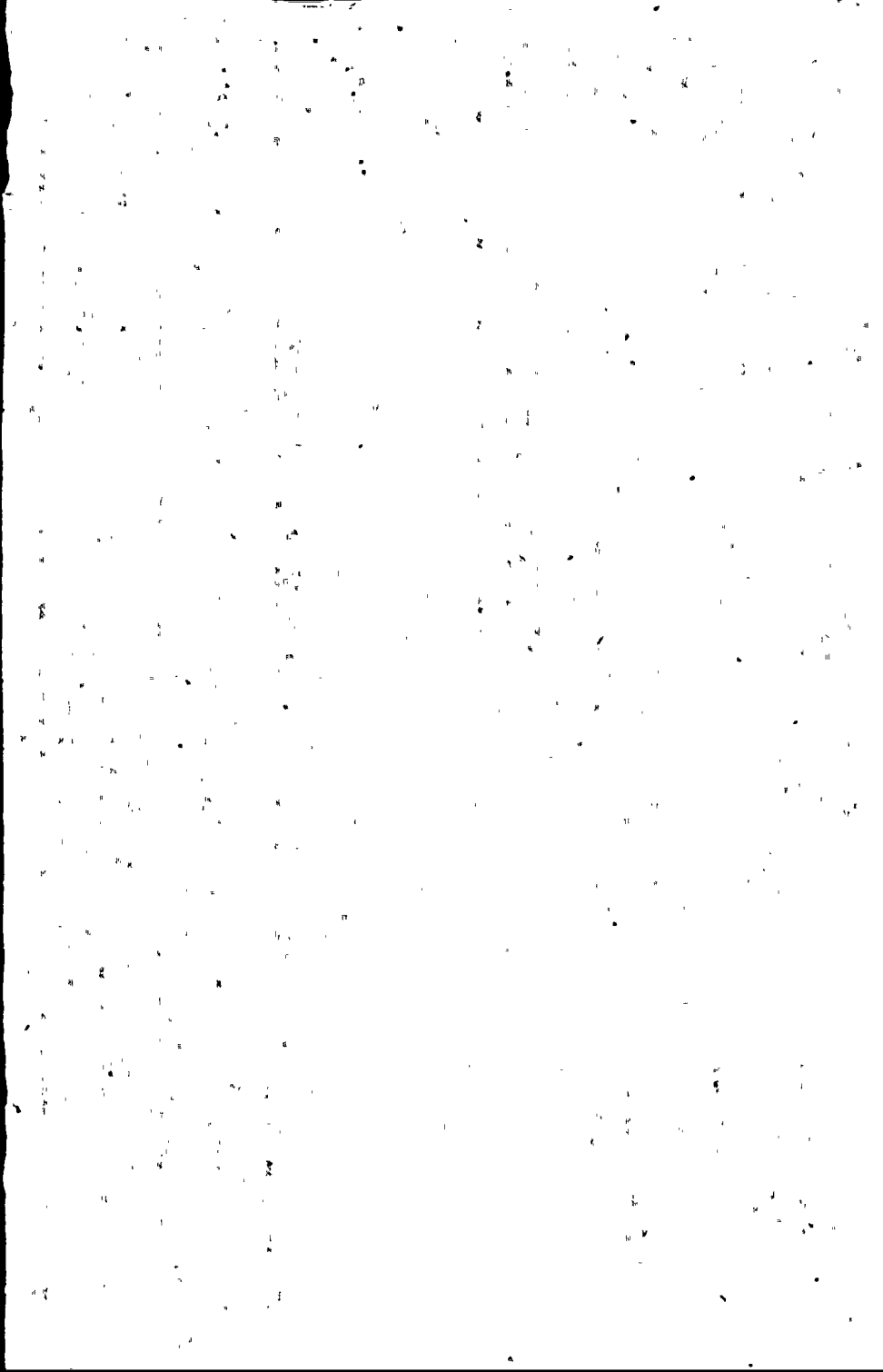
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|   |          |   |  |
|---|----------|---|--|
| FROM:<br>James F. Warden, Jr.<br>N. Y. State Consumer Protection Board  |          | ACTION CONTROL  | CONTROL NO.  |
| TO:<br><br>Chilk  |          | COMPL DEADLINE  | 07650  |
|   |          | ACKNOWLEDGMENT  | DATE OF DOCUMENT   |
|   |          | INTERIM REPLY   | 10-12-79   |
|   |          | FINAL REPLY   | PREPARE FOR SIGNATURE OF:  |
|   |          | FILE LOCATION   | <input type="checkbox"/> CHAIRMAN<br><input type="checkbox"/> EXECUTIVE DIRECTOR<br>OTHER: <u>Coston</u> |
| DESCRIPTION <input checked="" type="checkbox"/> LETTER <input type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER |          | SPECIAL INSTRUCTIONS OR REMARKS   |  |
| Req. copies of regs re "as built" drawing requirements & question re outage on Line Kile 1  |          |   |  |
| CLASSIFIED DATA   |          |   |  |
| DOCUMENT/COPY NO.   |          | CLASSIFICATION  |  |
| NUMBER OF PAGES   |          | CATEGORY  |  |
| POSTAL REGISTRY NO.   |          | <input type="checkbox"/> NSI <input type="checkbox"/> RD <input type="checkbox"/> FRD   | SECY 79-2892   |
| ASSIGNED TO:  | DATE     | INFORMATION ROUTING   | LEGAL REVIEW   |
| Coston  | 10-26-79 | Stella<br>Saspor<br>Ryan  | <input type="checkbox"/> FINAL <input type="checkbox"/> COPY   |
|   |          |   | ASSIGNED TO:   |
|   |          |   | DATE   |
|   |          |   | NO LEGAL OBJECTIONS NOTIFY:  |
|   |          |   | <input type="checkbox"/> EDO ADMIN & CORRES BR   |
|   |          |   | EXT. _____   |
|   |          |   | COMMENTS, NOTIFY:  |
|   |          |   | EXT. _____   |
|   |          | JCAE NOTIFICATION RECOMMENDED: <input type="checkbox"/> YES <input type="checkbox"/> NO |  |





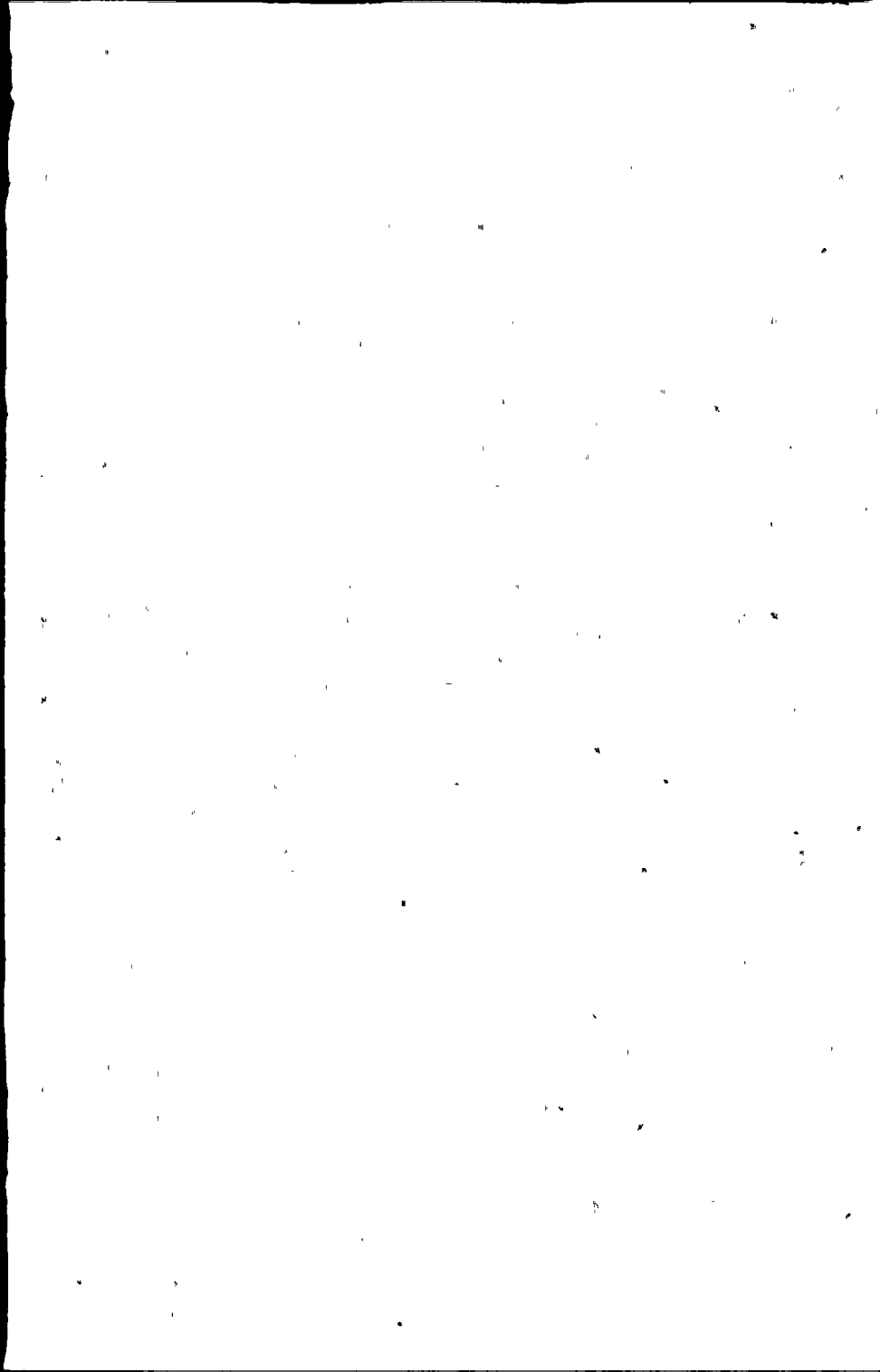




|  |  |   |                |   |
|--|--|---|----------------|---|
| FROM:<br><b>John E. Fitzgerald</b><br><b>Mayor of Esopus, N. Y.</b>  |  | ACTION CONTROL  | DATES          | CONTROL NO.<br><b>05650</b>   |
| TO:<br><b>Chairman Hendrie</b>   |  | COMPL DEADLINE  | <b>3/25/79</b> | DATE OF DOCUMENT<br><b>3/15/79</b>  |
|  |  | ACKNOWLEDGMENT  |                | PREPARE FOR SIGNATURE OF:<br><input type="checkbox"/> CHAIRMAN<br><input type="checkbox"/> EXECUTIVE DIRECTOR<br>OTHER: <u><b>initial</b></u> |
| DESCRIPTION <input type="checkbox"/> LETTER <input type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER |  | INTERIM REPLY   |                |   |
| <b>Concerns re impact of the shutdown of<br/>Nine Mile Point</b>   |  | FINAL REPLY   |                |   |
| CLASSIFIED DATA  |  | FILE LOCATION   |                |   |
| DOCUMENT/COPY NO.  |  | SPECIAL INSTRUCTIONS OR REMARKS   |                |   |
| NUMBER OF PAGES  |  | <b>SECY 79-0452</b>   |                |   |
| POSTAL REGISTRY NO.  |  |   |                |   |
| ASSIGNED TO:   |  | LEGAL REVIEW <input type="checkbox"/> FINAL <input type="checkbox"/> COPY               |                |   |
| DATE   |  | ASSIGNED TO:  | DATE           | NO LEGAL OBJECTIONS<br>NOTIFY:  |
| <b>Dan Ken</b>   |  |   |                | <input type="checkbox"/> EDO ADMIN & CORRES BR<br>EXT. _____  |
| <b>3/20/79</b>   |  |   |                | COMMENTS, NOTIFY:<br>EXT. _____   |
| INFORMATION ROUTING  |  | JCAE NOTIFICATION RECOMMENDED: <input type="checkbox"/> YES <input type="checkbox"/> NO |                |   |
|  |  |   |                |   |
|  |  |   |                |   |
|  |  |   |                |   |



|  |  |                |  |   |  |  |  |
|--|--|----------------|--|---|--|--|--|
| <b>FROM:</b><br>John E. Fitzgibbons<br>Mayor of Oswego, N. Y.  |  | ACTION CONTROL |  | DATES   |  | CONTROL NO.<br><b>05650</b>  |  |
|  |  | COMPL DEADLINE |  | <b>3/24/79</b>  |  | DATE OF DOCUMENT   |  |
|  |  | ACKNOWLEDGMENT |  |   |  | <b>3/15/79</b>   |  |
|  |  | INTERIM REPLY  |  |   |  | PREPARE FOR SIGNATURE OF:  |  |
|  |  | FINAL REPLY    |  |   |  | <input type="checkbox"/> CHAIRMAN<br><input type="checkbox"/> EXECUTIVE DIRECTOR<br>OTHER: <u><b>042101</b></u>  |  |
| <b>TO:</b><br>Chairman Hendrie   |  | FILE LOCATION  |  |   |  |  |  |
| DESCRIPTION <input type="checkbox"/> LETTER <input type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER |  |                |  | SPECIAL INSTRUCTIONS OR REMARKS   |  |  |  |
| <b>Concerns re impact of the shutdown of<br/>         Nice Hill Point</b>  |  |                |  |   |  |  |  |
| CLASSIFIED DATA  |  |                |  |   |  |  |  |
| DOCUMENT/COPY NO.  |  |                |  | CLASSIFICATION  |  |  |  |
| NUMBER OF PAGES  |  |                |  | CATEGORY  |  |  |  |
| POSTAL REGISTRY NO.  |  |                |  | <input type="checkbox"/> NSI <input type="checkbox"/> RD <input type="checkbox"/> FRD   |  | <b>SECY 70-3452</b>  |  |
| ASSIGNED TO:   |  | DATE           |  | INFORMATION ROUTING   |  | LEGAL REVIEW <input type="checkbox"/> FINAL <input type="checkbox"/> COPY  |  |
| <b>041167</b>  |  | <b>3/20/79</b> |  | <b>JCook</b>  |  | ASSIGNED TO: _____ DATE: _____<br>NO LEGAL OBJECTIONS NOTIFY:<br><input type="checkbox"/> EDO ADMIN & CORRES BR<br>_____ EXT. _____<br>COMMENTS, NOTIFY:<br>_____ EXT. _____ |  |
|  |  |                |  |   |  |  |  |
|  |  |                |  |   |  |  |  |
|  |  |                |  |   |  |  |  |
|  |  |                |  | JCAE NOTIFICATION RECOMMENDED: <input type="checkbox"/> YES <input type="checkbox"/> NO |  |  |  |



**ROUTING AND TRANSMITTAL SLIP**

Date

2/7/79

| TO: (Name, office symbol, room number, building, Agency/Post) | Initials | Date  |
|---|----------|-------|
| 1. <del>Polk</del> - concur                                   | RP       | 12/7  |
| 2. Eisenhower - concur  | DE       | 12/10 |
| 3. Case - concur  |          |       |
| 4. Denton - sign  |          |       |

*KB #4*  
*Personnel reply check*  
*sub para 1 & 2 against or*  
*12/11 reply to Pres to conform*  
*as necessary*

| Action       | File                 | Note and Return  |
|--------------|----------------------|------------------|
| Approval     | For Clearance        | Per Conversation |
| As Requested | For Correction       | Prepare Reply    |
| Circulate    | For Your Information | See Me           |
| Comment      | Investigate          | Signature        |
| Coordination | Justify              |                  |

**REMARKS**

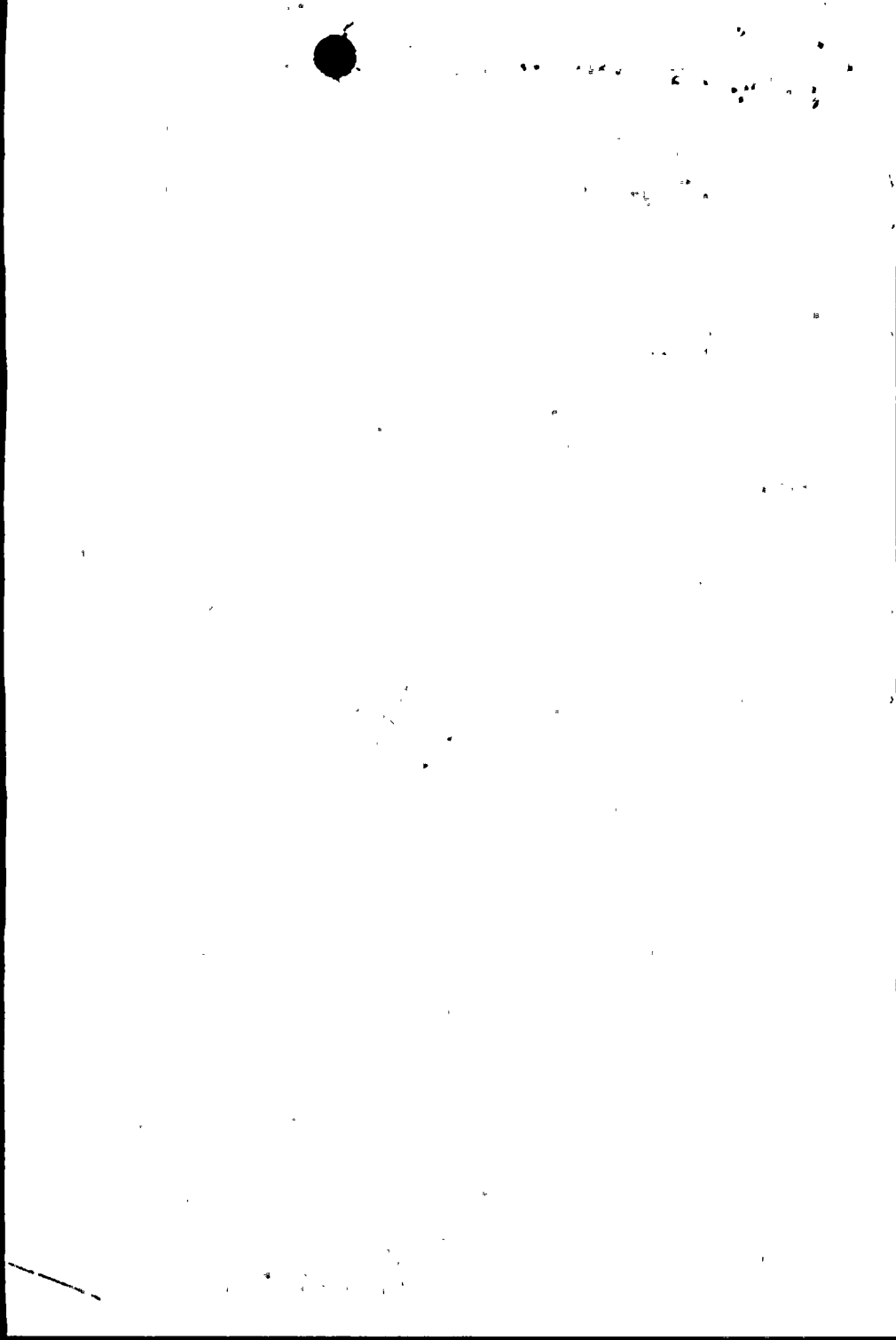
1. All comments received on first draft have been picked up with the exception of D. G. Eisenhower's concern regarding the necessity of the last paragraph on page 2. Two organizations have expressed a preference for inclusion:
  - A. I&E (with OELD concurrence) continues to feel that a "get off my turf" statement would reduce the potential of being requested to provide testimony in state hearings, and
  - B. The N. Y. State Dept of Energy is presently formulating policy on Post TMI minimum safety requirements and has expressed an interest in the NRC's direction.

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

|  |                |
|--|----------------|
| FROM: (Name, org. symbol, Agency/Post) | Room No.—Bldg. |
|  | 338            |
| P. Polk                                | Phone No.      |
|  | 27872          |

5041-102

OPTIONAL FORM 41 (Rev. 7-76)  
 Prescribed by GSA  
 FPMR (41 CFR) 101-11.206





No. 79-2882

Logging Date 10/25/79

NRC SECRETARIAT

TO:  Commissioner \_\_\_\_\_ Date \_\_\_\_\_  
 Exec. Dir./Oper. \_\_\_\_\_  Gen. Counsel \_\_\_\_\_  
 Cong. Liaison \_\_\_\_\_  Solicitor \_\_\_\_\_  
 Public Affairs \_\_\_\_\_  Secretary \_\_\_\_\_  
 \_\_\_\_\_

Incoming: James Warden  
 From: State Consumer Protection Board

To: Chilk Date 10/18/79

Subject: reg cpys of reg concerning drawing req  
for files concerning nuc plants & quest re  
the outage on Nine Mile #1

Prepare reply for signature of:

- Chairman
- Commissioner \_\_\_\_\_
- EDO, GC, CL, SOL, PA, SECY
- Signature block omitted
- \_\_\_\_\_
- Return original of incoming with response

For direct reply\*

Suspense: Nov 5

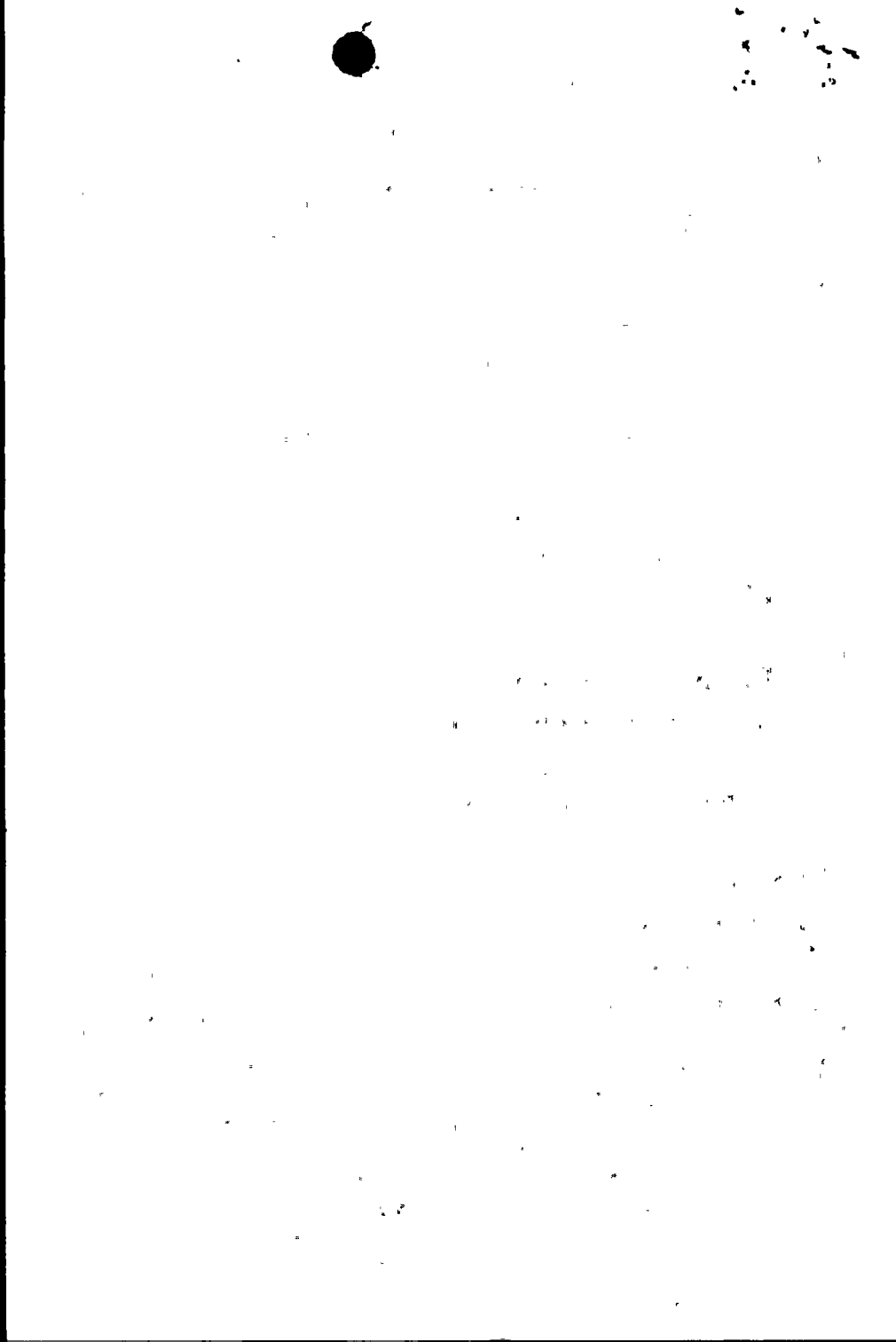
- For appropriate action
- For information
- For recommendation

Rec'd Off. EDO  
 Date..... 10/26/79  
 Time..... 10:03

Remarks: OCA to Ack, Cpy to: DSB

For the Commission: BITTIE

\*Send three (3) copies of reply to Secy Mail Facility



No. 79-0492

Logging Date 3/19/79

NRC SECRETARIAT

TO:  Commissioner \_\_\_\_\_ Date \_\_\_\_\_  
 Exec. Dir./Oper.  Gen. Counsel  
 Cong. Liaison  Solicitor  
 Public Affairs  Secretary  
 \_\_\_\_\_

Incoming: John Fitzgibbons, Mayor  
 From: Oswego, N.Y.

To: Chairman Hendrie Date 3/15/79

Subject: Shutdown of five reactors for seismic issues

Prepare reply for signature of:

Chairman  
 Commissioner \_\_\_\_\_

EDO, GC, CL, SOL, PA, SECY

Signature block omitted  
 \_\_\_\_\_  
 Return original of incoming with response

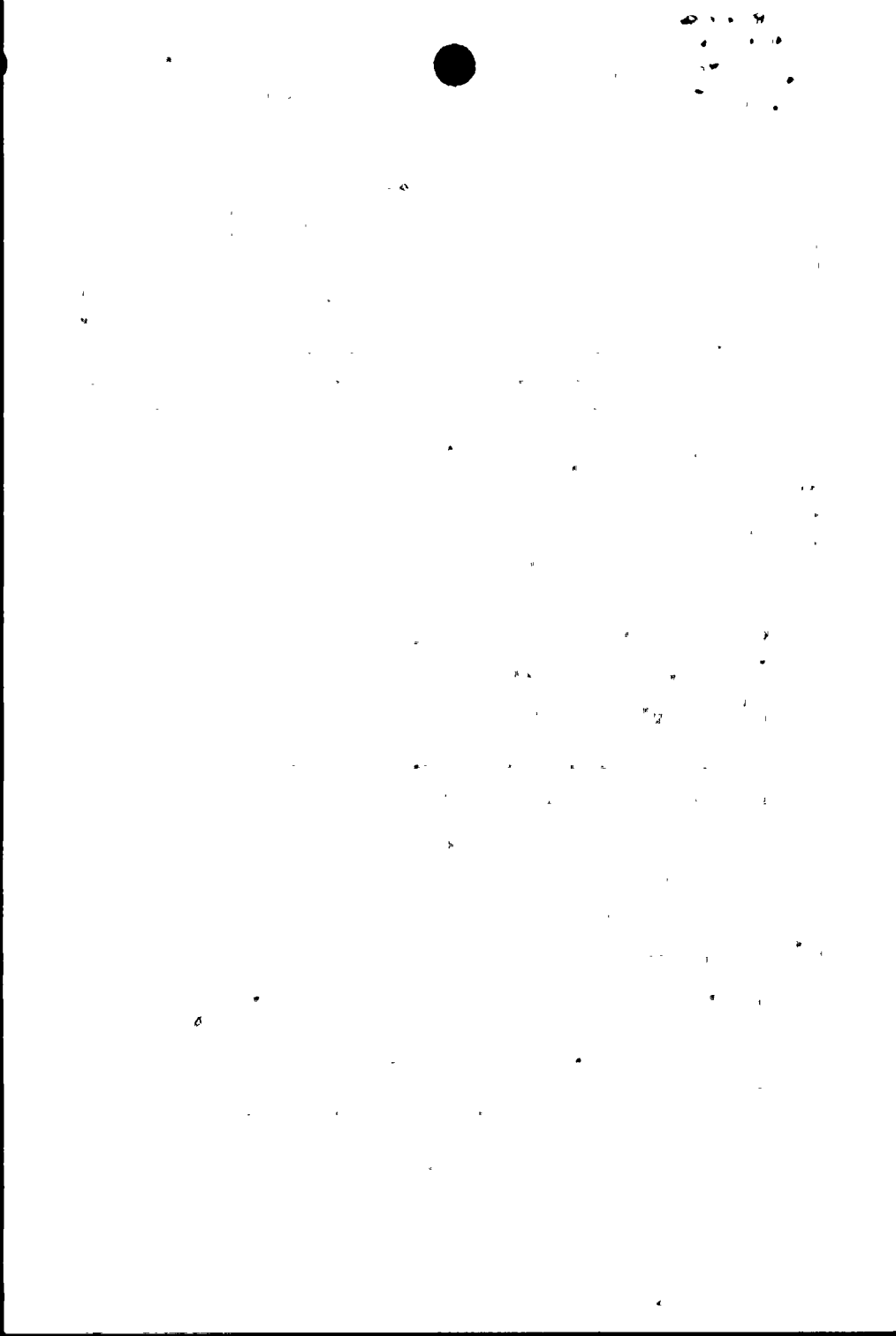
For direct reply\*      Suspend: March 29  
 For appropriate action  
 For information  
 For recommendation

REC'D CASE  
 Date 3/20/79  
11:38

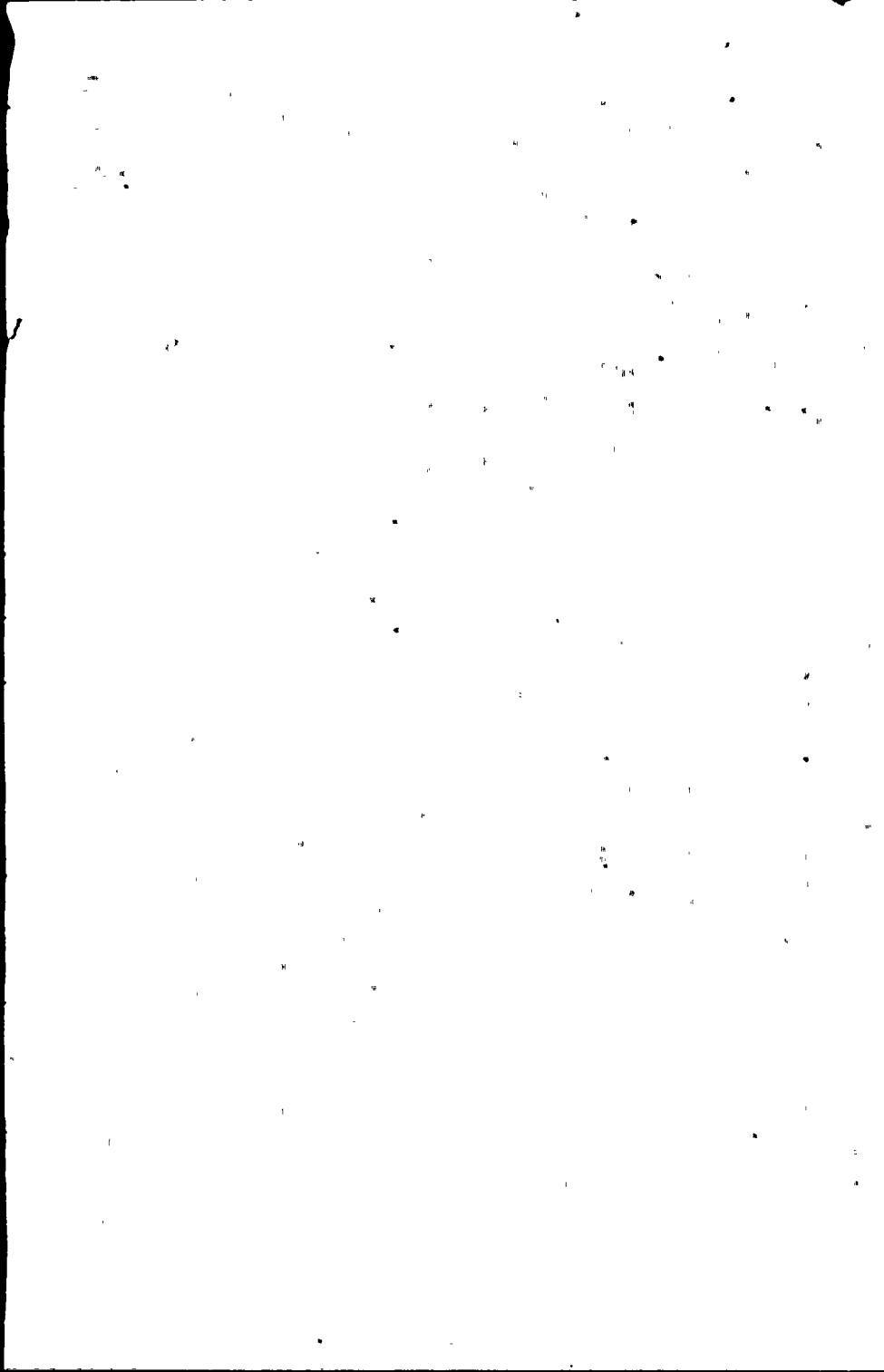
Remarks: Cpys to: RF

For the Commission: Combs

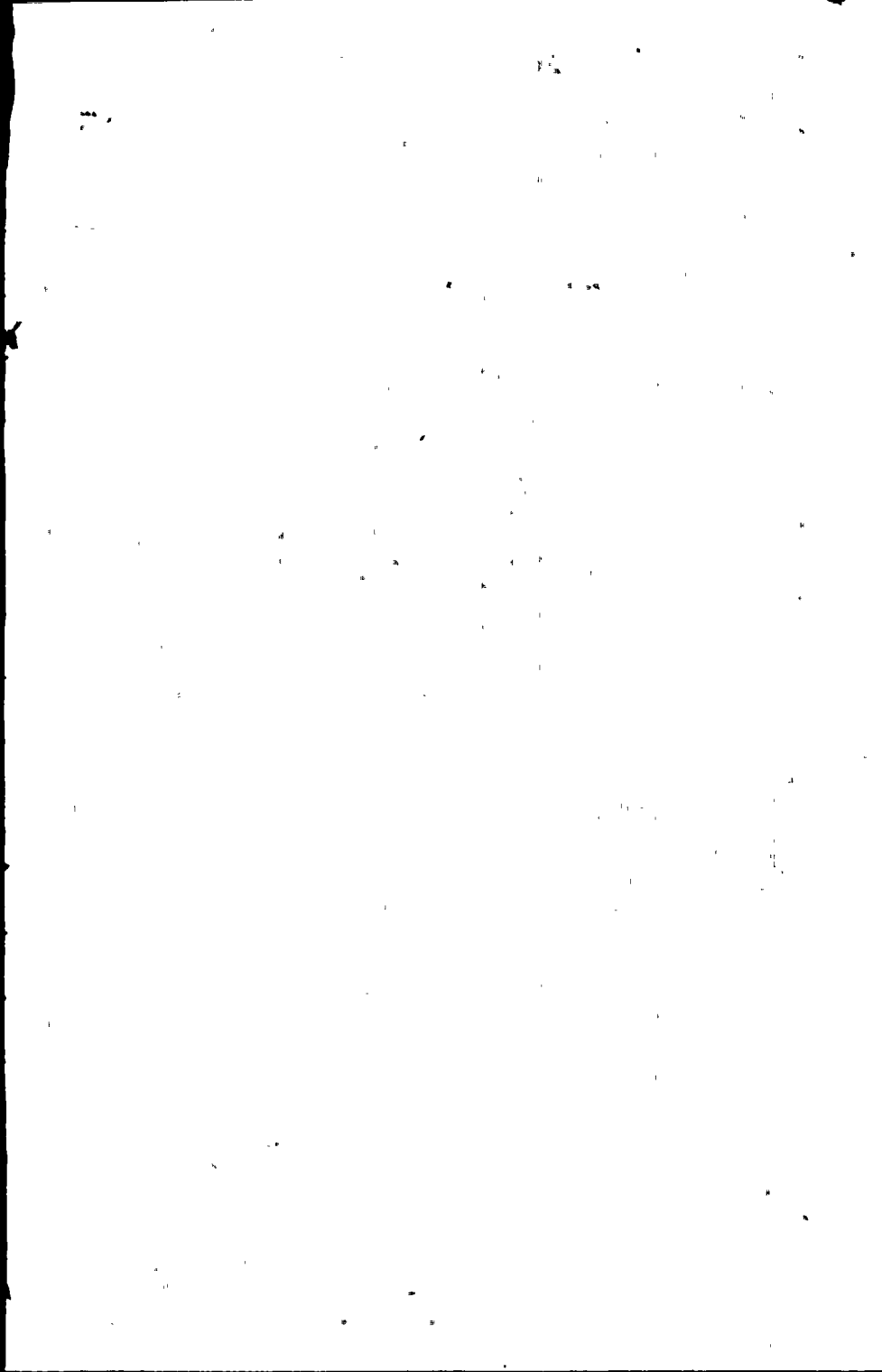
\*Send three (3) copies of reply to Secy Mail Facility



|  |  |   |         |  |
|--|--|---|---------|--|
| FROM:<br>Harvin I. Lewis<br>Philadelphia, Pa.  |  | ACTION CONTROL  | DATES   | CONTROL NO. 05276  |
| TO:<br>NRC   |  | COMPL DEADLINE  | 2/17/79 | DATE OF DOCUMENT<br>1/15/79  |
| DESCRIPTION <input type="checkbox"/> LETTER <input type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER   |  | ACKNOWLEDGMENT  | 2/7/79  | PREPARE FOR SIGNATURE OF:<br><input type="checkbox"/> CHAIRMAN<br><input type="checkbox"/> EXECUTIVE DIRECTOR<br>OTHER: Boston             |
| Reg info re proposed installation of a low level radioactive waste incinerator at Six Mile Point & inquires if he can make a limited appearance statement  |  | FINAL REPLY   | 2/5/79  |  |
| CLASSIFIED DATA<br>DOCUMENT/COPY NO. _____ CLASSIFICATION _____<br>NUMBER OF PAGES _____ CATEGORY _____<br>POSTAL REGISTRY NO. _____ <input type="checkbox"/> NSI <input type="checkbox"/> RD <input type="checkbox"/> FRD |  | FILE LOCATION   | 1.19    | SPECIAL INSTRUCTIONS OR REMARKS<br>Reg cys of response be sent to J. H. Johnsrud and Al & Eleanor Coleman                                  |
| ASSIGNED TO: DATE INFORMATION ROUTING  |  | LEGAL REVIEW <input type="checkbox"/> FINAL <input type="checkbox"/> COPY               |         |  |
| Boston 1/24/79 Shapar  |  | ASSIGNED TO:  | DATE    | NO LEGAL OBJECTIONS NOTIFY:<br><input type="checkbox"/> EDO ADMIN & CORRES BR<br>_____ EXT. _____<br>COMMENTS, NOTIFY:<br>_____ EXT. _____ |
|  |  |   |         |  |
|  |  |   |         |  |
|  |  |   |         |  |
|  |  | JCAE NOTIFICATION RECOMMENDED: <input type="checkbox"/> YES <input type="checkbox"/> NO |         |  |



|  |         |   |              |  |
|--|---------|---|--------------|--|
| FROM:<br>Harvia I. Lewis<br>Philadelphia, Pa.  |         | ACTION CONTROL  | DATES        | CONTROL NO.<br>05276   |
| TO:<br>NRC   |         | COMPL DEADLINE  | 1/21/73      | DATE OF DOCUMENT<br>1/25/73                                  |
| DESCRIPTION <input type="checkbox"/> LETTER <input type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER                   |         | ACKNOWLEDGMENT  | 1/17/73      | PREPARE FOR SIGNATURE OF:                                    |
| Req info re proposed installation of a low level radioactive waste incinerator at Pine Hill Point & inquires if he can make a limited appearance statement |         | INTERIM REPLY   |              | <input type="checkbox"/> CHAIRMAN                            |
| SPECIAL INSTRUCTIONS OR REMARKS  |         | FINAL REPLY   |              | <input type="checkbox"/> EXECUTIVE DIRECTOR                  |
| CLASSIFIED DATA  |         | FILE LOCATION   |              | OTHER: 110505  |
| Req cys of response be sent to J. H. Johnson and Al & Eleanor Coleman  |         |   |              |  |
| DOCUMENT/COPY NO.  |         | CLASSIFICATION  |              |  |
| NUMBER OF PAGES  |         | CATEGORY  |              |  |
| POSTAL REGISTRY NO.  |         | <input type="checkbox"/> NSI <input type="checkbox"/> RD <input type="checkbox"/> FRD |              |  |
| ASSIGNED TO:   | DATE    | INFORMATION ROUTING   | LEGAL REVIEW | <input type="checkbox"/> FINAL <input type="checkbox"/> COPY |
| <del>Carroll</del>   | 1/24/73 | Shapar  |              | NO LEGAL OBJECTIONS NOTIFY:                                  |
|  |         |   |              | <input type="checkbox"/> EDO ADMIN & CORRES BR               |
|  |         |   |              | EXT. _____   |
|  |         |   |              | COMMENTS, NOTIFY:  |
|  |         |   |              | EXT. _____   |
| JCAE NOTIFICATION RECOMMENDED:   |         | <input type="checkbox"/> YES <input type="checkbox"/> NO                              |              |  |





79-0110

No. ~~XXXXXXXXXXXXXXXX~~

Logging Date 1/23/79

NRC SECRETARIAT

TO:  Commissioner \_\_\_\_\_ Date \_\_\_\_\_  
 Exec. Dir./Oper.  Gen. Counsel  
 Cong. Liaison  Solicitor  
 Public Affairs  Secretary  
 \_\_\_\_\_

Incoming: Marvin I Lewis  
From: 6504 Bradford Terrace  
Philadelphia, Pa. 19149  
To: NRC Date 1/15/79  
Subject: Requests info, re: Nine Mile Pt. low-  
level radioactive waste incinerator

- Prepare reply for signature of:
- Chairman
  - Commissioner \_\_\_\_\_
  - EDO, GC, CL, SOL, PA, SECY
  - Signature block omitted
  - \_\_\_\_\_
  - Return original of incoming with response

For direct reply\* Suspense: Jan. 31

- For appropriate action
- For information
- For recommendation

Rec'd Off  
Date 1/24/79  
Time 11:51

Remarks: Original to Docket

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For the Commission: Combs

\*Send three (3) copies of reply to Secy Mail Facility

