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 FACIL: 50-220 Nine Mile Point Nuclear Station, Unit 1, Niagara Powe 05000220
 AUTH. NAME AUTHOR AFFILIATION
 LEMPGES, T.E. Niagara Mohawk Power Corp.
 RECIP. NAME RECIPIENT AFFILIATION
 VASSALLO, D.B. Operating Reactors Branch 2

SUBJECT: Requests exemption from Section IV.F of App E to 10CFR50 to waive requirement to conduct small-scale exercise during yr subsequent to 810915 full-scale exercise, Exemption requested due to work outage.

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August 20, 1982

Director of Nuclear Reactor Regulation
Attn: Mr. Domenic B. Vassallo
Operating Reactors Branch No. 2
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: Nine Mile Point Unit 1
Docket No. 50-220
DPR-63

Dear Mr. Vassallo:

Section 50.54(q) of Title 10, Code of Federal Regulations, requires a licensee authorized to operate a nuclear power reactor to follow and maintain in effect emergency plans which meet the standards of 10 CFR 50.47(b) and the requirements of Appendix E to 10 CFR Part 50. Section IV.F of Appendix E requires each licensee to exercise at least annually the emergency plans for each site at which it has one or more power reactors licensed for operation.

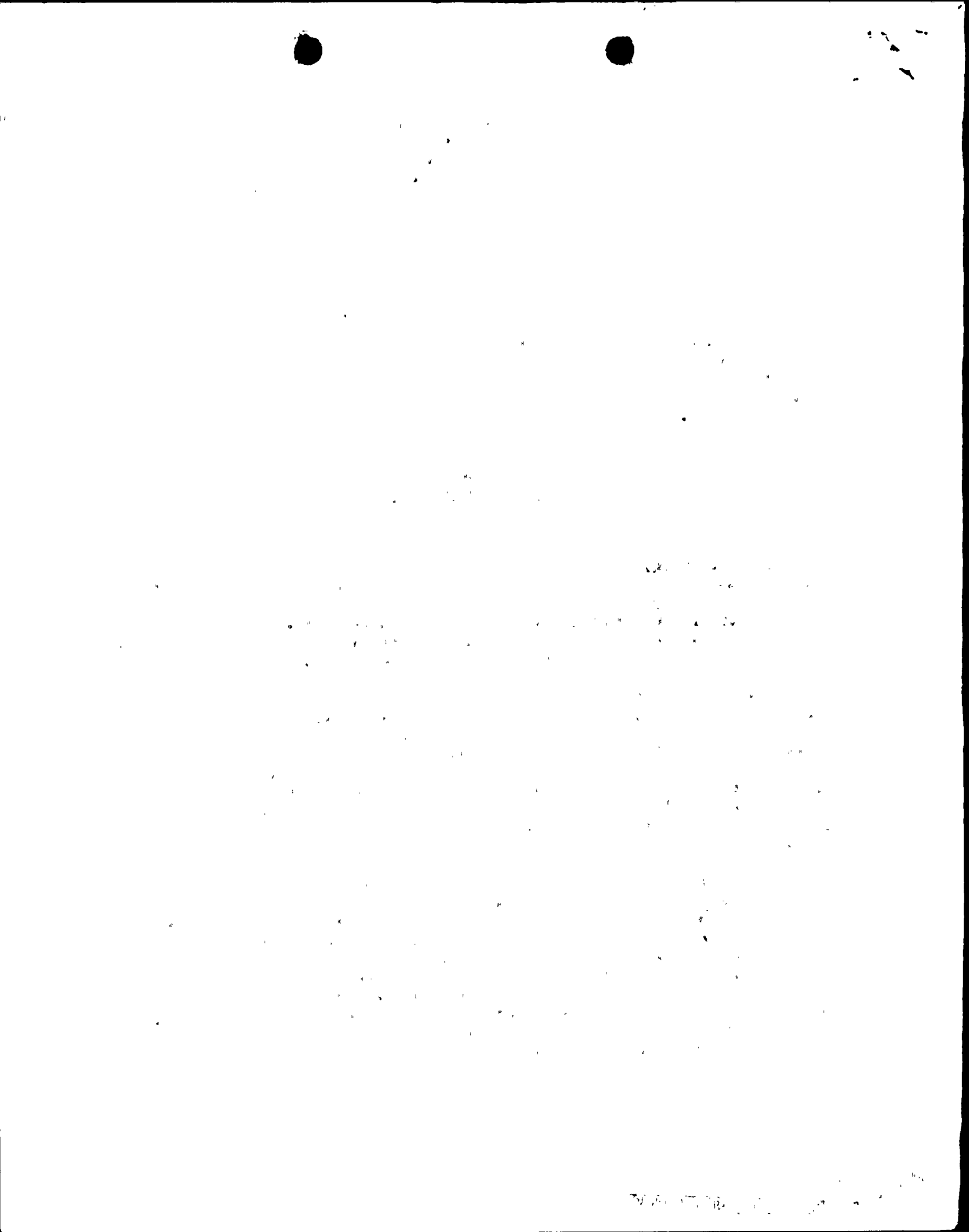
As discussed in the Nine Mile Point Nuclear Station Emergency Plan, full scale exercises are conducted annually at the site, alternating from year to year between the Nine Mile Point Unit 1 and J.A. FitzPatrick Nuclear Stations. In years when a full scale exercise is conducted at the FitzPatrick station, a small exercise is held at Nine Mile Point Unit 1. The last full scale exercise for Nine Mile Point Unit 1 was conducted on September 15, 1981. On August 11, 1982 a full scale exercise was held at the FitzPatrick station. Accordingly, a small scale exercise has been tentatively scheduled for October 27, 1982.

As you are aware, Unit 1 is currently undergoing an outage for replacement of the reactor recirculation system. Due to the critical nature of the outage work, the performance of an exercise during this period would require the diversion of personnel and resources from the timely completion of the present outage. Accordingly, Niagara Mohawk Power Corporation hereby requests that an exemption from Section IV.F of Appendix E to 10 CFR Part 50 be granted to waive the requirement to conduct a small scale exercise during the year subsequent to our September 15, 1981 full scale exercise. Information which demonstrates that such an exemption will not endanger the health and welfare of the public is provided below.

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State and local authorities participated in the August 11, 1982 full scale exercise held at the James A. Fitzpatrick nuclear power plant, located adjacent to Nine Mile Point Unit 1. That participation provides assurance regarding the ability of state and local officials to respond to an emergency at the Nine Mile Point site. It should be noted that the potential for the occurrence of such an emergency at Nine Mile Point Unit 1 is extremely small, since all fuel has been removed from the reactor and is being stored in the spent fuel pool.

Pending NRC approval of the above-mentioned request for exemption, Niagara Mohawk will propose to State and Local authorities that a full scale exercise be conducted within 3 months of resuming steady state operation. During the interim, Niagara Mohawk will continue to conduct training as outlined in the Nine Mile Point Nuclear Station Emergency Plan to insure personnel are familiar with their emergency response duties.

Niagara Mohawk requests expeditious resolution of this matter to facilitate manpower allotment during the current outage and alleviate the requirements to submit exercise materials (i.e. exercise scenarios).

Sincerely,



T. E. Lempges
Vice President
Nuclear Generation

BDW:bd

cc: Brian Grimes, Director
Division of Emergency Preparedness

Frank Pagano, Jr., Chief
Emergency Preparedness Licensing Branch

J. M. Haynes, Regional Administrator
Region I, Office of Inspection and Enforcement

