

May 22, 1984

Docket No. 50-333

Mr. J. P. Bayne  
Executive Vice President,  
Nuclear Generation  
Power Authority of the State  
of New York  
123 Main Street  
White Plains, New York 10601

Dear Mr. Bayne:

SUBJECT: RECOMBINER CAPABILITY REQUIREMENTS  
OF 10 CFR 50.44(c)(3)(ii)

Re: James A. FitzPatrick Nuclear Power Plant

Generic Letter 84-09, dated May 8, 1984 addressed the recombinaer capability requirements of 10 CFR 50.44(c)(3)(ii).

A number of licensees had previously applied for relief from the recombinaer capability requirements of the rule based on various considerations. In some cases we have given schedular relief for an interim period until completion of NRC review of the BWR Mark I Owners Group studies. As indicated in Generic Letter 84-09, the NRC review has been completed.

You had previously requested relief from the recombinaer capability requirements of 10 CFR 50.44(c)(3)(ii). However, since Generic Letter 84-09 provides guidance for obtaining the relief you requested, we are not acting upon your previous request. If you still wish to pursue this request for relief, please modify your submittal to address the guidance provided in Generic Letter 84-09.

Sincerely,

Original signed by/

Domenic B. Vassallo, Chief  
Operating Reactors Branch #2  
Division of Licensing

8406060362 840522  
PDR ADOCK 05000333  
P PDR

cc: See next page

DISTRIBUTION

Docket File

NRC PDR  
Local PDR  
ORB#2 Reading

DEisenhut  
OELD  
ELJordan  
JNGrace

Gray File  
SNorris  
V Rooney  
ACRS (10)

HAbelson

DL:ORB#2  
SNorris:ajs  
05/17/84

*[Signature]*  
DL:ORB#2  
HAbelson  
05/18/84

DL:ORB#2  
V Rooney  
05/17/84

*[Signature]*  
DL:ORB#2  
DVassallo  
05/22/84

~~OELD~~  
~~05/17/84~~

Mr. J. P. Bayne  
Power Authority of the State of New York  
James A. FitzPatrick Nuclear Power Plant

cc:

Mr. Charles M. Pratt  
Assistant General Counsel  
Power Authority of the State  
of New York  
10 Columbus Circle  
New York, New York 10019

U. S. Environmental Protection  
Agency  
Region II Office  
Regional Radiation Representative  
26 Federal Plaza  
New York, New York 10007

Mr. Corbin A. McNeill, Jr.  
Resident Manager  
James A. FitzPatrick Nuclear  
Power Plant  
Post Office Box 41  
Lycoming, New York 13093

Mr. J. A. Gray, Jr.  
Director - Nuclear Licensing - BWR  
Power Authority of the State  
of New York  
123 Main Street  
White Plains, New York 10601

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

Mr. Leroy W. Sinclair  
Power Authority of the State  
of New York  
10 Columbus Circle  
New York, New York 10019

Mr. Jay Dunkleberger  
Division of Policy Analysis  
and Planning  
New York State Energy Office  
Agency Building 2  
Empire State Plaza  
Albany, New York 12223

Resident Inspector's Office  
U. S. Nuclear Regulatory Commission  
Post Office Box 136  
Lycoming, New York 13093

Mr. A. Klausman  
Vice President - Quality Assurance  
Power Authority of the State  
of New York  
10 Columbus Circle  
New York, New York 10019

Mr. George Wilverding, Chairman  
Safety Review Committee  
Power Authority of the State  
of New York  
123 Main Street  
White Plains, New York 10601

Mr. M. C. Cosgrove  
Quality Assurance Superintendent  
James A. FitzPatrick Nuclear  
Power Plant  
Post Office Box 41  
Lycoming, New York 13093

Thomas A. Murley  
Regional Administrator  
Region I Office  
U. S. Nuclear Regulatory Commission  
631 Park Avenue  
King of Prussia, Pennsylvania 19406