

**Mail Envelope Properties** (3E832B2C.E13 : 13 : 11795)

**Subject:** Fire Protection License Condition  
**Creation Date:** 3/27/03 11:47AM  
**From:** "Robinson, Norena G." <[ngrobin@nppd.com](mailto:ngrobin@nppd.com)>

**Created By:** [ngrobin@nppd.com](mailto:ngrobin@nppd.com)

**Recipients**

nrc.gov

owf4\_po.OWFN\_DO

DHJ (David Jaffe)

**Post Office**

owf4\_po.OWFN\_DO

**Route**

nrc.gov

**Files**

MESSAGE

Part.001

2003001-3-20-03 version.wpd

Mime.822

**Size**

305

5799

31453

51352

**Date & Time**

03/27/03 11:47AM

**Options**

**Expiration Date:**

None

**Priority:**

Standard

**Reply Requested:**

No

**Return Notification:**

None

**Concealed Subject:**

No

**Security:**

Standard

**From:** "Robinson, Norena G." <ngrobin@nppd.com>  
**To:** "dhj@nrc.gov" <dhj@nrc.gov>  
**Date:** 3/27/03 11:47AM  
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Mr. Jaffee:

Attached is the DRAFT of the proposed supplemental letter on Cooper's License Condition 2.C.4. Please let me know if this will meet NRC needs.

Thanks

You can reach at the below phone/e-mail.

Norena Robinson  
Licensing Specialist  
Cooper Nuclear Station  
402-825-5691  
ngrobin@nppd.com

NLS2003001

U.S. Nuclear Regulatory Commission  
Attention: Document Control Desk  
Washington, D.C. 20555-0001

Subject: Supplement to Proposed License Amendment  
Revision to Operating License, Section 2.C.(4), Fire Protection  
Cooper Nuclear Station, NRC Docket 50-298, DPR-46

Reference: 1. Nuclear Regulatory Commission Generic Letter 86-10, "Implementation of  
Fire Protection Requirements," dated April 24, 1986.

2. Nebraska Public Power District letter dated July 10, 2002, from David L.  
Wilson, to U.S. Nuclear Regulatory Commission, "Revision to Operating License,  
Section 2.C.(4), Fire Protection."

The purpose of this letter is to supplement a license amendment request (Reference 2) as discussed with and requested by the staff of the Office of Nuclear Reactor Regulation. The proposed license condition submitted in Reference 2 did not include a list of the applicable Fire Protection Safety Evaluations (SEs) as required by Generic Letter 86-10 (Reference 1). These SEs are now listed in the proposed license condition as noted below. The conclusions reached by the original No Significant Hazards Consideration are not affected by this change and remain valid.

NPPD requests that the proposed license condition, to replace the existing Section 2.C.(4), be revised follows:

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The licensee shall implement and maintain in effect all provisions of the approved fire protection program as described in the CNS Updated Safety Analysis Report and as approved in the Safety Evaluations dated November 29, 1977; May 23, 1979; November 21, 1980; April 29, 1983; April 16, 1984; June 1, 1984; January 3, 1985; August 21, 1985; April 10, 1986; September 9, 1986; November 7, 1988; February 3, 1989; August 15, 1995; and July 31, 1998:

The licensee may make changes to the approved fire protection program without

CNS will implement and maintain in effect all provisions of the approved Fire Protection Program as described in the USAR and as approved in the SEs stated in the License Condition, as have been modified. Because modifications have been made to the Fire Protection Program, CNS will perform a review of the SEs listed in the proposed License Condition by September 30, 2003, to ensure that any changes did not affect the ability to achieve and maintain safe shutdown in the event of a fire.

Future changes to the fire protection program may be made without prior NRC approval so long as the modification is made consistent with the License Condition as allowed by 10 CFR 50.59(c)(4).

This letter provides a notarized affidavit pursuant to 10 CFR 50.30(b). This proposed amendment has been reviewed by the necessary NPPD safety review committees (Station Operations Review Committee and Safety Review and Audit Board) and incorporates all amendments to the CNS Facility Operating License through Amendment 198. By copy of this letter, the appropriate State of Nebraska official is notified in accordance with 10 CFR 50.91(b)(1). Copies to the NRC Region IV office and the CNS Resident Inspector are also being provided in accordance with 10 CFR 50.4(b)(1).

Should you have any questions concerning this matter, please contact Mr. Paul Fleming at (402) 825-2774.

Sincerely,

Clay C. Warren  
Vice President - Nuclear

/nr

cc: Regional Administrator  
USNRC - Region IV

NPG Distribution

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Senior Project Manager  
USNRC - NRR Project Directorate IV-1

Records

Senior Resident Inspector  
USNRC

Nebraska Health and Human Services  
Department of Regulation and Licensure

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**Affidavit**

STATE OF NEBRASKA )  
                                  )  
NEMAHA COUNTY      )

Clay C. Warren, being first duly sworn, deposes and says that he is an authorized representative of the Nebraska Public Power District, a public corporation and political subdivision of the State of Nebraska; that he is duly authorized to submit this correspondence on behalf of Nebraska Public Power District; and that the statements contained herein are true to the best of his knowledge and belief.

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Clay C. Warren

Subscribed in my presence and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

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NOTARY PUBLIC