

**BEFORE THE UNITED STATES
NUCLEAR REGULATORY COMMISSION**

In the Matter of
NEW YORK POWER AUTHORITY
James A. FitzPatrick Nuclear Power Plant

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Docket No. 50-333

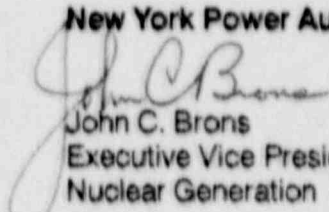
APPLICATION FOR AMENDMENT TO OPERATING LICENSE

Pursuant to Section 50.90 of the regulations of the Nuclear Regulatory Commission, the New York Power Authority, as holder of Facility Operating License No. DPR-59, hereby applies for an Amendment to the Technical Specifications contained in Appendix A of this license.

This application for an amendment to the James A. FitzPatrick Technical Specifications revises Sections 3.5.F and 4.5.F, "Minimum Emergency Core and Containment Cooling System Availability," on page 122. Two changes are proposed. The first change deletes Specification 3.5.F.1 because it is redundant to Specifications 3.5.A and 3.5.B. The second change adds new Limiting Conditions for Operation (LCOs) and associated Surveillance Requirements regarding ECCS availability with the reactor in the cold condition.

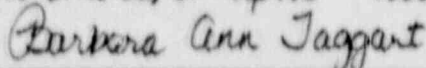
The proposed change to the Technical Specifications is Attachment I to this Application for Amendment to the Operating License. The Safety Evaluation for the proposed change is included as Attachment II.

New York Power Authority


John C. Brons
Executive Vice President
Nuclear Generation

**STATE OF NEW YORK
COUNTY OF WESTCHESTER**

Subscribed and sworn to before me
this *2nd* day of *April* 1990.



Notary Public

BARBARA ANN TAGGART
NOTARY PUBLIC, State of New York
No. 4851657
Qualified in Putnam County #2
Commission Expires Jan. 27, 1991

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