

POWER AUTHORITY OF THE STATE OF NEW YORK

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October 29, 1981
JPN-81-86

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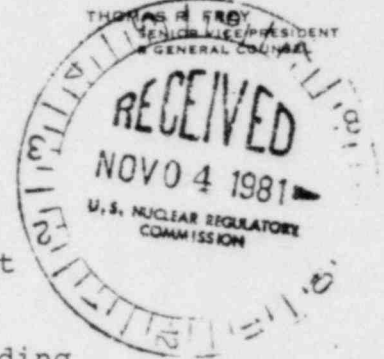
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& GENERAL COUNSEL

Director of Nuclear Reactor Regulation
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Attention: Mr. Darrell G. Eisenhut, Director
Division of Licensing

Subject: James A. FitzPatrick Nuclear Power Plant
Docket No. 50-333
Privacy and Proprietary Material in
Emergency Plans-Application for Withholding



- References:
1. July 7, 1981 Generic Letter No. 81-27 to All Licensees of Operating Plants and Applications for Operating Licenses and Holders of Construction Permits
 2. July 31, 1981 letter from J.P. Bayne (PASNY) to D.G. Eisenhut (NRC)
 3. October 2, 1981 letter from J.M. Felton (NRC) to J.P. Bayne (PASNY)

Dear Sir:

In Generic Letter No. 81-27 dated July 7, 1981 (Reference 1), the Commission requested that the Authority provide to the Commission information to be withheld from public disclosure in the James A. FitzPatrick Emergency Plan and Implementing Procedures. In response to this request, the Authority provided to the Commission a list of telephone numbers and other information in a letter dated July 31, 1981 (Reference 2).

Mr. J. M. Felton, Director of the Division of Rules and Records, Office of Administration (NRC) in his letter of October 2, 1981 (Reference 3) states that the information the Authority submitted in our July 31, 1981 response goes beyond the home telephone numbers, home addresses and unlisted utility telephone numbers you indicated it would be possible to withhold.

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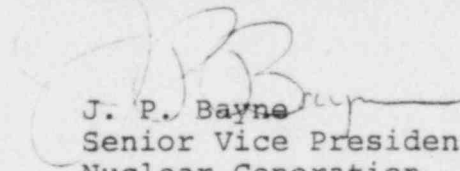
The Authority has revised its list of information to be withheld from public disclosure in the James A. FitzPatrick Emergency Plan and Implementing Procedures. With one exception, this revised list is comprised of telephone numbers that have been previously withheld from public disclosure by either PASNY or the individual. The sole exception to this are four (4) figures (EAP-5.2, EAP-5.3, EAP-5.4, and EAP-5.5) which describe the location of offsite environmental monitoring thermoluminescent dosimeters (TLDs). The Authority is requesting that these figures be withheld from public disclosure to reduce the chance of willful damage to these environmental monitoring dosimeters. The loss of the data these TLDs may provide, in the event of an emergency, could be detrimental to the overall health and safety of the public.

The Authority herewith makes a formal application pursuant to 10 CFR 2.790(a)(6) and 10 CFR 2.790(b) to withhold from public disclosure certain proprietary information in the James A. FitzPatrick Nuclear Power Plant Emergency Plans and Emergency Plan Implementing Procedures.

Attached to this letter is a signed affidavit which identifies the portions to be withheld and the reasons why this information should be withheld.

If you have any questions, please contact me.

Very truly yours,


J. P. Bayne
Senior Vice President
Nuclear Generation

cc: Mr. J. M. Felton, Director
Division of Rules and Records
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of)
)
PRIVACY AND PROPRIETARY MATERIAL)
IN EMERGENCY PLANS)

AFFIDAVIT OF J. P. BAYNE

I, J. P. Bayne, Senior Vice President-Nuclear Generation Power Authority of the State of New York ("PASNY" or "Authority") having been duly sworn, states as follows:

In my position as Senior Vice President-Nuclear Generation, I have overall management responsibility for PASNY's actions regarding Emergency Plans and Implementing Procedures at the James A. FitzPatrick Nuclear Power Plant ("FitzPatrick"). As such, I am involved with the regulation by the Nuclear Regulatory Commission ("NRC" or "Commission") of the Emergency Plans and Implementing Procedures at FitzPatrick and with activities of PASNY on this issue. I have been delegated the function of reviewing the information to be withheld and are authorized to apply for its withholding on behalf of the Authority.

The Authority seeks to have certain portions of the James A. FitzPatrick Emergency Plan and Implement Procedures withheld from public disclosure. With one exception, this information is limited to telephone numbers that have been previously withheld from public disclosure by either PASNY or the individual. The sole exception to this is four (4) figures (EAP-5.2, EAP-5.3, EAP-5.4, and EAP-5.5) which describes the location of offsite environmental monitoring thermoluminescent dosimeters (TLDs). The

Authority is requesting that these figures be withheld from public disclosure to reduce the chance of willful damage to these environmental monitoring dosimeters. The loss of the data these TLDs may provide, in the event of an emergency, could be detrimental to the overall health and safety of the public.

Below is the revised list of deletions to the James A. FitzPatrick Nuclear Power Plant Emergency Plan and Implementing Procedures to be withheld from public disclosure pursuant to 10 CFR 2.790(b). Telephone numbers associated with individuals would, if disclosed, constitute a clearly unwarranted invasion of personal privacy. These numbers are exempt from disclosure under the provisions of 10 CFR 2.70(a)(6).


- A. From the Emergency Plan: None
- B. From the Implementing Procedures
 - 1. Procedure No. EAP-1, "Notifications", Rev. 0, Date 3/81
Form EAP-1.3, "Emergency Notification Checklist"
 - a. Page 9 of 17, Item No. 2 - Delete first of two telephone numbers
 - b. Page 9 of 17, Item No. 3 - Delete telephone number
 - c. Page 10 of 17, Item No. 6 - Delete telephone number
 - d. Page 10 of 17, Item No. 7 - Delete telephone numbers
 - e. Page 11 of 17, Item No. 8 - Delete telephone number

- f. Page 11 of 17, Item No. 11 - Delete telephone numbers
 - g. Page 11 of 17, Item No. 12 - Delete telephone number
 - h. Page 12 of 17, Item No. 13 - Delete telephone number
 - i. Page 12 of 17, Group III - "Additional Telephone Numbers Which May Be of Use," - Delete all telephone numbers except: Oswego Hospital, Energy Information Center
2. Procedure No. EAP-5.1, "Environmental Monitoring,"
Rev. 0, Dated 3/81
- a. Figure EAP-5.2, Page 7 of 16, "Offsite Survey/
Sample Locations"
 - b. Figure EAP-5.3, Page 9 of 16, "List of Environmental Monitoring Stations - Offsite"
 - c. Figure EAP-5.4, Pages 12 and 13 of 16, "List of Environmental TLDs - Offsite"
 - d. Figure EAP-5.5, Pages 14 and 15 of 16, "List of Emergency TLDs"
3. Procedure No. SAP-3, "Emergency Communications Testing,"
Rev. 0, Date 3/81
- a. Form SAP-3.1, Page 2 of 5, "Monthly Communications Check List" - Delete telephone number - Item No. 7

- b. Form SAP-3.2, Page 3 of 5, "Quarterly Communications Check List" - Delete telephone numbers for: NY State Bureau of Radiation Control, NY State Bureau of Radiation Health, and Department of Energy.
- c. Form SAP-3.3, Page 4 of 5, "Semi-Annual Communications Check List" - Delete telephone numbers for: JAF Resident Manager, Superintendent of Power, JAF Operations Superintendent, Rad. & Env. Services Super., JAF Control Room, Reactor Analyst, Public Information (Home), PASNY Public Relations (Home and Office), PASNY NYO Duty Officer, and NMP-2 Safety
- d. Form SAP-3.3, Page 5 of 5, "Semi-Annual Communications Check List." Delete the following telephone numbers: State University Hospital, VP Hospital Affairs, Thomas J. Campbell, RSC - Dr. C.C. Chamberlin, American Nuclear Insurance, Emergency Operations Facility and, Extension.

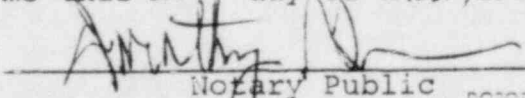
POWER AUTHORITY OF THE STATE
OF NEW YORK

By


J. P. Bayne
Senior Vice President-
Nuclear Generation

State of New York
County of New York

Subscribed and Sworn to before
me this 27th day of October, 1981



Notary Public

DOROTHY QUINN
Notary Public, State of New York
Res. 414-225-022
Qualified in New York County
Commission Expires March 30, 1982