

BEFORE THE UNITED STATES  
NUCLEAR REGULATORY COMMISSION

In the matter of )  
**NEW YORK POWER AUTHORITY** ) Docket No. 50-333  
James A. FitzPatrick Nuclear Power Plant )

APPLICATION FOR AMENDMENT TO OPERATING LICENSE

The New York Power Authority requests an amendment to the Technical Specifications contained in Appendix A to Facility Operating License DPR-59 for the James A. FitzPatrick Nuclear Power Plant. This application is filed in accordance with Section 10 CFR 50.90 of the Nuclear Regulatory Commission's regulation.

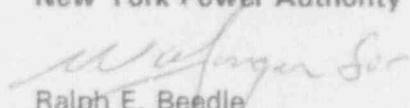
This application for an amendment to the James A. FitzPatrick Technical Specifications proposes a change to eliminate an inconsistency between the Reactor Coolant System (RCS) leakage detection and operability requirements in Limiting Conditions for Operation (LCO) 3.6.D.1 and 3.6.D.4.

LCO 3.6.D.1 currently requires that RCS leakage be below specified limits when there is irradiated fuel in the reactor vessel and reactor coolant temperature is greater than 212°F. LCO 3.6.D.4 requires the leakage monitoring systems to be operable during power operation (i.e., when the mode switch is in the Startup/Hot Standby position or the Run position with the reactor critical above 1 percent rated power, as defined per Specification 1.0.0). These two LCOs are not consistent. The proposed revision of LCO 3.6.D.4 will take the more conservative approach of requiring the leakage monitoring systems to be operable when the leakage limits of LCO 3.6.D.1 are in effect.

The proposed changes also make editorial corrections which are considered administrative in nature. These will improve the overall quality and consistency within the Technical Specifications.

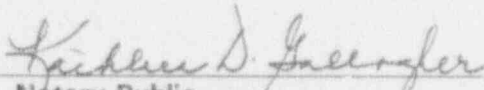
The proposed change to the Technical Specifications is Attachment I to this Application for Amendment to the Operating License. The Safety Evaluation for the proposed change is included as Attachment II. A markup of the affected Technical Specification pages is included as Attachment III.

New York Power Authority

  
Ralph E. Beedle  
Executive Vice President  
Nuclear Generation

STATE OF NEW YORK  
COUNTY OF WESTCHESTER

Subscribed and sworn to before me  
this 29<sup>th</sup> day of December 1993.

  
Kathleen D. Gallagher  
Notary Public

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PDR ADOCK 05000333  
P PDR

KATHLEEN D. GALLAGHER  
Notary Public, State of New York  
No. 5004481  
Qualified in Westchester County  
Commission Expires Nov. 16, 1994