

Northeast
Utilities System

107 Selden Street, Berlin, CT 06037

Northeast Utilities Service Company
P.O. Box 270
Hartford, CT 06141-0270
(203) 665-5000

December 19, 1996

Docket No. 50-213
B16082

Re: 10CFR171

U. S. Nuclear Regulatory Commission
Attention: Document Control Desk
Washington, DC 20555

Haddam Neck Plant
Annual Fee Requirements Of 10CFR171

The purpose of this letter is for Connecticut Yankee Atomic Power Company (CYAPCO) to discontinue the payment of annual fees as outlined in 10CFR171.15 for the Haddam Neck Plant (HNP).

In a letter dated December 5, 1996,⁽¹⁾ CYAPCO informed the NRC that the Board of Directors of CYAPCO had decided to permanently cease operations at the HNP and that the fuel had been permanently removed from the reactor. In accordance with 10CFR50.82(a)(2), the certifications in this letter modified the HNP license to permanently withdraw CYAPCO's authority to operate. As a result, CYAPCO is only authorized to possess special nuclear material.

In conjunction with the HNP license modification, CYAPCO has reviewed the annual fee requirements of 10CFR171 for applicability. CYAPCO has concluded that 10CFR171 no longer applies to the HNP. Specifically, 10CFR171.3, "Scope," states the following:

"The regulations in this part apply to any person holding an operating license for a power reactor,"

10CFR171.5, "Definitions," further states:

"Operating license means having a license issued pursuant to § 50.57 of this chapter. It does not include licenses that only authorize possession of special nuclear material after the Commission has received a request from the licensee to amend its license to permanently withdraw its authority to operate or the Commission has permanently revoked such authority."

(1) T. C. Feigenbaum letter to the U. S. Nuclear Regulatory Commission, "Certifications Of Permanent Cessation Of Power Operation And That Fuel Has Been Permanently Removed From The Reactor," dated December 5, 1996.

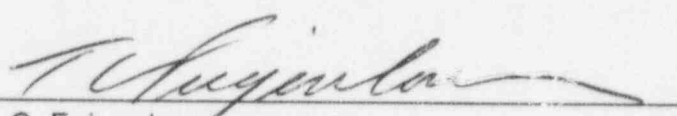
MO1310

Based on the exclusion cited in 10CFR171.5, CYAPCO will discontinue payment of annual fees as outlined in 10CFR171.15 beginning on January 1, 1997. CYAPCO will continue to pay the fees as outlined in 10CFR170 for regulatory and licensing services.

If you should have any questions, please contact Mr. G. P. van Noordennen at (860) 267-3938.

Very truly yours,

CONNECTICUT YANKEE ATOMIC POWER COMPANY


T. C. Feigenbaum
Executive Vice President and
Chief Nuclear Officer

cc: H. J. Miller, NRC Region I Administrator
S. Dembek, NRC Project Manager, Haddam Neck Plant
W. J. Raymond, NRC Senior Resident Inspector, Haddam Neck Plant
K. T. A. McCarthy, Director, CT DEP Monitoring and Radiation Division