

II

By letter dated June 20, 1995, the licensee requested a one time schedular exemption from the Final Safety Analysis Report (FSAR) update submittal requirements of 10 CFR 50.71(e)(4) which requires that FSAR revisions must be submitted annually or 6 months after a refueling outage provided the interval between updates does not exceed 2 years. The licensee also requested a one time schedular exemption from 10 CFR 50.54(a)(3) which requires that changes to the quality assurance program description that do not reduce commitments must be submitted to the NRC in accordance with the FSAR update requirements of 10 CFR 50.71(e).

In February 1993, the licensee shut down IP3 for an extended performance improvement outage. The plant was recently restarted on June 27, 1995. Although this extended shutdown was not a refueling outage, the number of facility changes made by the licensee during the shutdown equates it to one. As such, a one time FSAR update schedular exemption was requested to enable the licensee to include most of the modifications, technical specifications amendments, and other changes completed during the extended shutdown in the next FSAR update. This would result in a more complete and accurate update. The requested schedular exemption would reschedule the required FSAR update from July 22, 1995, to 6 months after restart from the extended shutdown.

III

Pursuant to 10 CFR 50.12, the Commission may, upon application by any interested person or upon its own initiative, grant exemptions from the requirements of 10 CFR part 50 when (1) the exemptions are authorized by law, will not present an undue risk to public health and safety, and are consistent with the common defense and security and (2) when special circumstances are present as set forth in 10 CFR 50.12(a)(2).

The licensee has indicated that the requested exemption does not produce undue risk to the public health and safety since the exemption is an extension of reporting requirements. Other reporting requirements such as 10 CFR 50.59(b)(2), 50.72, 50.73, and the license amendment process ensure that the NRC will receive timely notifications concerning changes to the plant and its licensing basis. The common defense and security are not impacted by this exemption.

The licensee has also indicated that the 6-month schedular extension would provide only temporary relief from the applicable regulation and a good faith effort has been made to comply with the regulation.

IV

Accordingly, the Commission has determined, pursuant to 10 CFR 50.12, that (1) the exemption as described in Section II is authorized by law, will not endanger life or property, and is otherwise in the public interest and (2) special circumstances exist pursuant to 10 CFR 50.12(a)(2)(v), in that the exemption would provide only temporary relief from the applicable regulation and the licensee has made good faith efforts to comply with the regulation. Therefore, the Commission hereby grants the following one time schedular exemption:

(1) The Power Authority of the State of New York is exempt from the requirement of 10 CFR 50.71(e)(4), to the extent that the current FSAR update submittal due date has been extended from July 22, 1995, to December 27, 1995.

Pursuant to 10 CFR 51.32, the Commission has determined that the granting of this exemption will have no significant impact on the quality of the human environment (60 FR 48528). A specific one time schedular exemption from the reporting requirements of 10 CFR 50.54(a)(3) is not required since the 10 CFR 50.54(a)(3) reports are submitted in accordance with the requirements 50.71(e)(4), which has been authorized above for a one time schedular exemption.

This exemption is effective upon issuance.

Dated at Rockville, MD, this 28th day of September 1995.

For the Nuclear Regulatory Commission.

Steven A. Varga,

*Director, Division of Reactor Projects—I/II,
Office of Nuclear Reactor Regulation.*

[FR Doc. 95-25009 Filed 10-6-95; 8:45 am]

BILLING CODE 7590-01-P

POSTAL SERVICE

Intent To Prepare an Environmental Impact Report/Environmental Impact Statement: Rincon Hill Sports and Entertainment Center, San Francisco, California

AGENCY: Postal Service.

ACTION: Notice.

SUMMARY: To comply with requirements of the National Environmental Policy Act (NEPA) and the California

Environmental Quality Act (CEQA), the Postal Service intends to prepare a joint environmental impact report/environmental impact statement (EIR/EIS) for the proposed Rincon Hill Sports and Entertainment Center in San Francisco, California. The public is invited to participate in the project scoping process, to review and comment on the draft EIR/EIS, and to attend public meetings.

DATES: The public is invited to attend a scoping meeting scheduled for 7 p.m. on October 24, 1995, at the San Francisco Marriott, 55 Fourth Street, San Francisco, California.

ADDRESSES: Mail or deliver written comments to the Real Estate Specialist, Realty Asset Management, Facilities Service Office, U.S. Postal Service, 850 Cherry Avenue, San Bruno, CA 94099-0300.

FOR FURTHER INFORMATION CONTACT:

David Klement, (415) 794-6343.

SUPPLEMENTARY INFORMATION: A 21,000-seat sports arena with 450,000 square feet of associated entertainment and retail facilities is proposed at 101 and 201 Folsom Street in the Rincon Hill area of San Francisco, California. The proposed project would be developed by a private firm on real properties owned in part by the Postal Service. The proposed project would be considered a joint development and use. In addition to NEPA, 42 U.S.C. 4321 et seq. (1988), the proposed action would be subject to the requirements of CEQA, Cal. Health & Safety Code 25570 (West 1992). As a result, a joint EIR/EIS will be prepared to satisfy the requirements of both NEPA and CEQA.

As required by NEPA, 42 U.S.C. 4332(C)(iii), the EIR/EIS will evaluate alternatives to the proposed action. Potential alternatives that will be explored in the document include a no-action alternative, an arena with reduced retail, and no arena with a zoning change (residential and commercial). Off-site alternatives will also be examined.

Stanley F. Mires,

Chief Counsel, Legislative.

[FR Doc. 95-25176 Filed 10-6-95; 8:45 am]

BILLING CODE 7710-12-P