

APPENDIX A

NOTICE OF VIOLATION

Consolidated Edison Company of New York, Inc.
New York, New York 10003

Docket Nos. 50-03
50-247
License Nos. DPR-5
DPR-26

Based on the results of an NRC inspection conducted on October 5-14, 1983, and in accordance with the NRC Enforcement Policy (10 CFR 2, Appendix C), published in the Federal Register on March 9, 1982 (47 FR 9987), the following violations were identified:

- A. Section 6.5.2.10.c of the Technical Specifications requires, in part, that audit reports shall be forwarded to the Senior Company officers concerned with nuclear facilities and to the management positions responsible for the areas audited within 30 days after completion of the audit.

Contrary to the above requirements, reports of internal audits of the environmental program for 1980 and 1982 (80-01-EAB and 82-01-EA) were not forwarded to the Senior Company officers and to the management positions responsible for the areas audited within 30 days after the completion of the audit. Audit 80-01-EAB was completed on August 29, 1980 and reported on July 23, 1981. Audit 82-01-EA has not been reported as of October 14, 1983.

This is a Severity Level V violation (Supplement I).

- B. Section 5.4.1 of the Environmental Technical Specification Requirements (ETSR) requires, in part, that detailed written procedures shall be adhered to for activities involved in conducting the environmental monitoring program.

Procedures QA 400-3 requires, in part, that the department responsible for the audited activity respond within 30 days of receipt of the report.

Contrary to this requirement, Nuclear Environmental Monitoring (NEM) failed to respond to audit 80-01-EAB, reported on July 23, 1981, until September 18, 1981. As of October 14, 1983, Nuclear Environmental Monitoring (NEM) has failed to respond to audit 83-03-A which was reported on June 8, 1983.

This is a Severity Level V violation (Supplement I).

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- C. Section 5.6.1.1 of the ETSR requires that results of all radiological environmental samples taken shall be summarized on an annual basis. The report shall explain the reasons for missing results.

Contrary to this requirement, strontium-90 results in lake surface water were not reported in the 1980 Annual Report. Twenty-four of the required thirty-six iodine-131 results in drinking water were not reported in the 1981 Annual Report. Neither report contained explanations for the missing results.

This is a Severity Level V violation (Supplement I).

Pursuant to the provisions of 10 CFR 2.201, Consolidated Edison Company of New York, Inc. is hereby required to submit to this office within thirty days of the date of the letter which transmitted this Notice, a written statement or explanation in reply, including: (1) the corrective steps which have been taken and the results achieved; (2) corrective steps which will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending this response time.