

ENCLOSURE 1

NOTICE OF VIOLATION

New York Power Authority
Indian Point 3 Nuclear Power Plant

Docket No. 50-286
License No. DPR-64

During an NRC inspection conducted on September 19, 1995, through October 30, 1995, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (60 FR 34381; June 30, 1995), the violations are listed below:

A. Indian Point 3 Technical Specification 6.8.1 requires that written procedures shall be established, implemented and maintained covering activities referenced in Appendix A of Regulatory Guide 1.33, "Quality Assurance Program Requirements", November 1972. Appendix A of Regulatory Guide 1.33 requires administrative procedures for procedural adherence.

1. Indian Point 3 Administrative Procedure 4, Procedural Adherence and Use, revision 14, requires that, for "continuous use" procedures, the procedure user must perform each step as written.

Contrary to the above, between September 22 and September 30, 1995, "continuous use" procedure ENG 577, revision 0, Containment Penetration Cleanliness Verification, was not performed as written, in that the pressure regulator bypass valve for zone two of the weld channel and containment penetration pressurization system (WCCPPS) was opened to support the evolution without a procedural step. As a result, the bypass valve was not subsequently closed and resulted in the over pressurization of the WCCPPS and the failure of a containment airlock door seal.

2. Indian Point 3 Administrative Procedure 4, Procedural Adherence and Use, revision 14, requires that, for "continuous use" procedures, the procedure user must maintain a procedure at the work site, read each step before performing the step, and perform each step as written.

Contrary to the above, on October 14, 1995, during the performance of portions of "continuous use" procedures SOP-GS-1, revision 8, Nitrogen Supply Systems, and COL-GS-1, revision 14, Nitrogen to Nuclear Equipment, the nuclear plant operators, did not maintain the procedures at the work site, read each step before performing the step, nor perform each step as written. As a result, the nitrogen bottle isolation valves, IV-1436 and IV-1437, were incorrectly positioned in the closed position, instead of the open position as required by procedures.

3. Indian Point 3 Administrative Procedure 4, Procedural Adherence and Use, revision 14, requires that, if a potential problem is procedural and work cannot continue, the job supervisor shall resolve the apparent procedure problem by implementing a term procedure change (TPC) and ensure that no further procedure steps are performed until the TPC is approved.

Contrary to the above, on September 18, 1995, a job supervisor identified that procedure 3PC-R03A, revision 4, Pressurizer Level Transmitters Check and Calibration, contained a procedural problem and that work could not be conducted as written; however, the job supervisor did not resolve the apparent procedure problem by implementing a TPC nor ensure that no further procedure steps were performed until the TPC was approved. As a result, a technician performed the procedure as written and caused an inadvertent discharge of reactor coolant system water from a vent port.

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

- B. 10 CFR 50.54(a)(1) requires that each nuclear power plant licensee implement the quality assurance program described or referenced in the Safety Analysis Report. Station procedure AP-16, "Quality Assurance Program," requires that the corrective action criteria of 10 CFR 50 Appendix B be applied to the fire protection system. 10 CFR 50 Appendix B, Criteria XVI, "Corrective Actions," requires that conditions adverse to or affecting quality are promptly identified, reported and corrected.

Contrary to the above, conditions adverse to quality were not promptly identified and corrected in that:

- 1) On June 15, 1995, fifty-three operator actions were identified for which adequate emergency lighting had not been verified during testing and this condition was not promptly identified in a deviation event report and the deficiencies were not promptly corrected as of September 27, 1995; and
- 2) As of October 4, 1995, a significant number of emergency lighting deficiencies, associated with lights required to support the safe shutdown of the plant during a fire, were identified on or after August 15, 1995 and had not been promptly corrected.

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

Pursuant to the provisions of 10 CFR 2.201, the New York Power Authority is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region I, and a copy to the NRC Resident Inspector at the facility that is the subject of this Notice, within 30 days receipt of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. Where good cause is shown, consideration will be given to extending the response time.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at King of Prussia, PA
this 30th day of November 1995