

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 January 14, 1996 through March 2, 1996, 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. 10 CFR 50, Appendix B, section III, Design Control, requires in part that design changes shall be subject to design control measures commensurate with those applied to the original design.

Contrary to the above, the design change for the Belzona Metals application to the service water flanges, DC 95-03-028, failed to address the structural design requirements of the original flange design, the design change for the emergency diesel generator lube oil check valves, DC 96-03-053, failed to address the structural requirements of the supports used by the original design, and the temporary modification of the instrument air system, TM 96-00488-03, failed to address the cleanliness requirements of the original design. This is a Severity Level IV violation. (Supplement I)

- B. 10 CFR 50, Appendix B, Criterion V, Instructions, Procedures, and Drawings, requires in part that activities affecting quality shall be prescribed by documented procedures of a type appropriate to the circumstances and shall be accomplished in accordance with these procedures.

Construction procedure CON-AD-006, Revision 4, step 3.1.9 requires in part that a scaffold shall maintain at least a 1" clearance with safety-related equipment.

Construction procedure CON-AD-006, Revision 4, step 3.1.1 requires that scaffolds which are located in safety-related areas and cannot be installed to conform with the technical requirements of this procedure shall be reviewed and approved by a designated Civil/Structural Engineer from Design Engineering-IP3 prior to use.

Contrary to the above, on February 6, 1996, the NRC identified two scaffolds located in safety-related areas that were constructed without at least 1 inch clearance from safety-related equipment nor was approved by a designated Civil/Structural Engineer from Design Engineering-IP3 prior to use.

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

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NRC Resident Inspector at the facility that is the subject of this Notice, within 30 days of 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 27th day of March 1996