

ENCLOSURE 1

NOTICE OF VIOLATION

Duke Power Company
Oconee 1, 2 and 3

Docket Nos. 50-269, -270, and -287
License Nos. DPR-38, -47, and -55

During an NRC inspection conducted on November 3 - November 23, 1991, two violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1991), the violations are listed below:

- A. Technical Specification 6.4.1 requires that the station be operated and maintained in accordance with approved procedures.

Operating Procedure OP/1&2/A/1104/23, Enclosure 4.3, Unit 1&2 Spare Purification IX (ion exchanger), Step 4.6, requires that valve 1HP-49 be closed prior to repeating steps to backflush the spare purification ion exchanger if the volumetric check is not between 518 and 572 gallons.

Contrary to the above, valve 1HP-49 was not closed as required by step 4.6 of Enclosure 4.3 to OP/1&2/A/1104/23 prior to repeating steps in the procedure to backflush the spare purification ion exchanger resulting in a spill of approximately 300 gallons of radioactive water and resin.

This is a Severity Level IV Violation (Supplement I) and applies to Units 1 and 2 only.

- B. Technical Specification 6.4.1 requires that the station be operated and maintained in accordance with approved procedures.

Station Directive 3.4.4 requires all radioactive materials removed/transported from the Restricted Area, to be surveyed by the Radiation Protection group (RP) and labeled as radioactive material.

Station Directive 3.4.6 requires scrap material to be surveyed for contamination prior to removal from the restricted area.

Contrary to the above, radioactive/contaminated material was removed from the Restricted Area without adequate surveying and labeling.

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

Pursuant to the provisions of 10 CFR 2.201, Duke Power Company 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 II, a copy to the NRC Resident Inspector at the facility that is the subject of this Notice, within 30 days of the date 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

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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. If an adequate reply is not received within the time specified in this Notice, an order may be issued to show cause why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

FOR THE NUCLEAR REGULATORY COMMISSION

Alan R. Herdt

Alan R. Herdt, Chief
Reactor Projects Branch 3
Division of Reactor Projects

Dated at Atlanta, Georgia
this 13th day of Dec. 1991