

ENCLOSURE 1

NOTICE OF VIOLATION

Pacific Gas and Electric Company  
Diablo Canyon Nuclear Power Plant

Docket Nos.: 50-275/323  
License Nos.: DPR-80/82

During an NRC inspection conducted on September 15 through 19, 1997, two violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violations are listed below:

- A. Operating License DPR-80, Condition 2.c(5) (Unit 1) and DPR-82, Condition 2.c(4) (Unit 2), states that Pacific Gas and Electric Company shall implement and maintain all provisions of the approved Fire Protection Program as discussed in the Final Safety Analysis Report. Appendix 9.5B to Final Safety Analysis Report, Revision 11, Table B-1, Section C, Paragraph 8, "Corrective Action," requires, in part, that measures be established to assure that conditions adverse to fire protection, such as nonconformances, are promptly corrected.

Contrary to the above, between 1988 and 1993, approximately 21 action requests were written documenting problems associated with inaccessibility and sensitivity testing of various smoke detectors. The corrective actions associated with these action requests failed to promptly correct a nonconformance regarding the failure to test smoke detector sensitivity. Specifically, three detectors in Unit 1 and one detector in Unit 2, did not have sensitivity testing performed for over 5 years, which was in excess of the established 5-year frequency.

This is a Severity Level IV violation (Supplement 1) (50-275;-323/9717-01).

- B. Technical Specification 6.8.1 requires the implementation of the fire protection program procedures. Procedure OM8.ID4, "Control of Flammable and Combustible Materials," required: (1) that flammable liquids be stored in flammable liquid cabinets when not in use; (2) that wood used in areas containing safety-related equipment be fire retardant treated; (3) that combustible packaging material inside the plant be removed and disposed of as soon as possible; and (4) that combustible materials taken into a red painted, no combustible storage area be attended at all times.

Contrary to the above, on September 18, 1997, an area in the intake structure, containing safety related equipment, was found to contain: (1) five aerosol cans and a one gallon plastic container of flammable liquids, not in use and not stored in a flammable liquid cabinet; (2) several untreated wooden pallets; (3) combustible packaging material consisting of several cardboard boxes used for storing materials; and (4) an unattended chair and ventilation ductwork, composed of combustible materials, in red painted, no combustible storage areas.

This is a Severity Level IV violation (Supplement 1)(50-275;-323/9717-02).

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Pursuant to the provisions of 10 CFR 2.201, Pacific Gas and Electric 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 IV, 611 Ryan Plaza Drive, Suite 400, Arlington, Texas 76011, and 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 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. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to 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.

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 Arlington, Texas  
this 29th day of October 1997

