

APPENDIX A
NOTICE OF VIOLATION

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Niagara Mohawk Power Corporation
Nine Mile Point Unit 1

Docket No. 50-220
License No. DPR-63

As a result of the inspection conducted on March 3 through 6 and 24 through 27, 1981, and in accordance with the NRC Enforcement Policy, 10 CFR 2, Appendix C, the following violations were identified:

- A. 10 CFR 20.201(b), requires each licensee to make or cause to be made such surveys as may be necessary for him to comply with the regulations in this part. A survey is defined in §20.201(a) as an evaluation of the radiation hazards incident to the production, use, release, disposal, or presence of radioactive materials or other sources of radiation under a specific set of conditions. When appropriate, such evaluation is to include a physical survey of the location of materials and measurements of levels of radiation or concentrations of radioactive material present. One such regulation, §20.103, requires that no licensee possess, use or transfer licensed material in such a manner as to permit any individual in a restricted area to inhale a quantity of radioactive material in excess of the limits specified therein.

Contrary to the above, on March 3 and 4, 1981 a number of individuals entered the area of an overflowing Reactor Building Equipment Drain Tank, an area of unknown airborne radioactivity concentrations, and no surveys were performed. Later, surveys of the area showed airborne radioactivity concentrations were 145% of 10 CFR 20, Appendix B, Table I, Column I values, the limits referenced in § 20.103.

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

- B. Technical Specification 6.11 requires that radiation protection procedures be prepared, approved and adhered to. Radiation Protection Procedure RP-2, approved February 13, 1979, Section II.B.3, requires a Radiation Work Permit for all work involving unknown conditions in the area to be entered.

Contrary to the above, on March 3 and 4, 1981 a number of individuals entered and worked in the area of the overflowing Reactor Building Equipment Drain Tank, an area of unknown airborne radioactivity concentrations, and the required radiation work permit was not issued for this work.

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

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Pursuant to the provisions of 10 CFR 2.201, Niagara Mohawk Power Corporation is hereby required to submit to this office within thirty days of the date of 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 your response time.

Dated _____

MAY 21 1982


Thomas T. Martin, Director
Division of Engineering
and Technical Programs

