

NOTICE OF VIOLATION

Florida Power and Light Company  
Turkey Point, Unit 3

Docket No. 50-250  
License No. DPR-31

During an NRC inspection conducted on November 2 to December 13, 1997, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedures for NRC Enforcement Actions," NUREG-1600, the violation is listed below:

- A. Technical Specification (TS) 3.3.2, Table 3.3-2 Item 6e requires that the Auxiliary Feedwater (AFW) automatic initiation logic for a trip of all main feedwater pump breakers (one per breaker per operating pump) be operable in Modes 1 and 2, or action (TS Action No. 23) be taken within one hour or shutdown to hot standby within the next six hours.

TS 3.0.4 requires that entry into an operational mode not be made when the conditions for the limiting condition for operation (LCO) are not met.

Contrary to the above, the Unit 3 AFW automatic initiation logic for the 3B steam generator feed pump was not operable due to the control switch being green flagged (due to a local start) while the unit was in Mode 1 and 2 during the period July 31 to November 14, 1997, and TS Action No. 23 was not taken.

Contrary to the above, Unit 3 entered Mode 2 and Mode 1 on July 31, 1997, and Unit 3 also entered Mode 1 on August 15, 1997, and the LCO for TS 3.3.2, Table 3.3-2 Item 6e was not met.

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

The NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence and the date when full compliance was achieved is already adequately addressed on the docket in Unit 3 LER 97-09 and letter (L-97-294), dated December 12, 1997. However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region II, 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.

Enclosure 1

9801220118 980109  
PDR ADCCK 05000250  
Q PDR



If you choose to provide a response, the 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.

- B. 10 CFR 50.54(q) specifies that a licensee authorized to possess and operate a nuclear power reactor shall follow and maintain in effect emergency plans which meet the standards in 10 CFR 50.47(b) and the requirements in Appendix E to 10 CFR Part 50, and that the licensee may make changes to these plans without Commission approval only if the changes do not decrease the effectiveness of the plans and the plans, as changed, continue to meet the standards in 10 CFR 50.47(b) and the requirements in Appendix E to 10 CFR Part 50.

Section IV.F.2.b of Appendix E to 10 CFR Part 50 was revised in 1996 to allow a licensee to conduct an exercise of its onsite emergency plan every two years instead of annually, and to specify that "the licensee shall take actions necessary to ensure that adequate emergency response capabilities are maintained during the interval between biennial exercises by conducting drills, including at least one drill involving a combination of some of the principal functional areas of the licensee's onsite emergency response capabilities."

Contrary to the above, Revision 32 to the licensee's emergency plan decreased the effectiveness of the plan in that it did not address the requirement in Appendix E to conduct a drill between biennial exercises that would involve a combination of some of the principal functional areas of the licensee's onsite emergency response capabilities.

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

Pursuant to the provisions of 10 CFR 2.201, Florida Power & Light Co. 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, and a copy to the NRC Resident Inspector at Turkey Point Nuclear Plant, 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 Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such



Notice of Violation

3

other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

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. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.790(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Dated at Atlanta, Georgia  
this 9th day of January 1998

Enclosure 1

