

NOTICE OF VIOLATION

Florida Power and Light Company
Turkey Point, Units 3 and 4

Docket Nos. 50-250, 50-251
License Nos. DPR-31, DPR-41
EA 98-307

During an NRC inspection conducted on February 11, to March 23, 1996 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:

10 CFR 50.71(e) requires that licensees update the Final Safety Analysis Report (UFSAR) periodically, on a frequency of annually or six months after each refueling outage provided the interval between successive updates does not exceed 24 months. The revision must reflect all changes up to a maximum of six months prior to the date of filing. The revision submittal shall contain all the changes necessary to reflect information and analyses submitted to the NRC or prepared by the licensee per NRC requirements.

Contrary to the above, as of March 23, 1996, an important design basis parameter of the spent fuel pool system as revised by License Amendment Nos. 111 and 105, issued on November 21, 1984, was not incorporated into the UFSAR as follows: the UFSAR does not reflect the calculated decay heat load associated with a full core off-load. This value was calculated as 35 million BTU/hour in the licensee's October 5, 1984, letter which was submitted to support issuance of Amendment Nos. 111 and 105.

This is a Severity Level IV Violation (Supplement 1).

Pursuant to the provisions of 10 CFR 2.201, Florida Power and Light 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 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 or severity level, (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 previously 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

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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, D.C. 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 a 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 29th day of June 1998

