

Appendix A

NOTICE OF VIOLATION

Consumers Power Company

Docket No. 50-255

Based on the inspection conducted July 29, 1980, our review of subsequent analyses by your technical staff, and on the inspection conducted August 19 and 20, 1980, it appears that certain of your activities were in noncompliance with NRC requirements, as noted below.

1. Technical Specifications 3.3.1 and 3.3.2 require, during power operation, the operability of at least two high pressure and one low pressure safety injection pumps or one high pressure and two low pressure safety injection pumps (including those valves directly associated with the pumps which are required to function during accident conditions).

Contrary to the above, the plant operated at approximately 88% power throughout the 36-hour interval from 7:36 p.m. on July 25, 1980, to 7:36 a.m. on July 27, 1980, with two of the three high pressure safety injection pumps (P-66B and P-66C) and one of the two low pressure safety injection pumps (P-67B) inoperable with respect to their design function due to containment sump suction valve CV 3030 being mispositioned in the open position.

This is an Infraction. (Civil Penalty - \$4,000.00)

2. Technical Specifications 3.4.3 and 3.4.4 allow continued power operation for 24 hours with containment spray pumps P54B and P54C (including valves directly associated with the pumps which are required to function during accident conditions) simultaneously inoperable provided the emergency diesel generator (1-2) connected to the opposite engineered safeguards bus is started to demonstrate operability. If both pumps are inoperable at the end of the 24-hour period, the reactor is required to be placed in the hot standby condition within 12 hours.

Contrary to the above, the plant operated at approximately 88% power during the 36-hour interval from 7:36 p.m. on July 25, 1980, to 7:36 a.m. on July 27, 1980, with containment spray pumps P54B and P54C inoperable with respect to their design function due to containment sump suction valve CV 3030 being mispositioned in the open position. The emergency diesel generator (1-2) connected to the opposite engineered safeguards bus was not started during that interval to demonstrate operability nor was plant shutdown initiated.

This is an Infraction. (Civil Penalty - \$4,000.00)

3. Technical Specification 3.6.1a requires that containment integrity not be violated unless the reactor is in the cold shutdown condition.

8009290 162

Contrary to the above, from 7:36 p.m. on July 25, 1980, to 7:36 a.m. on July 27, 1980, the reactor was operated in other than the cold shutdown condition with containment integrity violated. Specifically, containment sump suction valve CV 3030 was open and would have allowed pumping a limited quantity of contaminated sump water to the SIRW Tank subsequent to a large LOCA.

This is an Infraction. (Civil Penalty - \$4,000.00)

4. Technical Specification 6.8.1.c requires written procedures for surveillance and testing activities on safety-related equipment to be implemented. Safety-related surveillance procedure QO-2 "Recirculation Actuation System" has, as a prerequisite, that the plant be in cold shutdown or refueling mode when the test is performed.

Contrary to the above, on August 19, 1980, the licensee performed test QO-2, when the plant was operating at 88% power.

This is an Infraction. (Civil Penalty - \$4,000.00)

5. 10 CFR 50.72(a)(6) requires in part, that licensees notify the NRC Operations Center within one hour by telephone of personnel errors which prevent or could prevent during accident conditions the fulfillment of the safety function of components important to safety that are needed to shut down the reactor safely and maintain it in a safe shutdown condition or remove residual heat following reactor shutdown.

Contrary to the above, containment sump isolation valve CV 3030 which was found mispositioned due to personnel error in the open position during normal operation at 7:36 a.m. on July 27, 1980, and which could have prevented the fulfillment of the safety function of components important to safety, was not reported to the NRC until 29 hours after the valve had been found open.

This is a Deficiency.

This Notice of Violation is sent to Consumers Power Company pursuant to the provisions of Section 2.201 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations. Consumers Power Company is hereby required to submit to this office within twenty-five days of the date of this Notice, a written statement or explanation in reply, including for each item of noncompliance: (1) admission or denial of the alleged items of noncompliance; (2) the reasons for the items of noncompliance if admitted; (3) the corrective steps which have been taken and the results achieved; (4) corrective steps which will be taken to avoid further items of noncompliance; and (5) the date when full compliance will be achieved.