

SEP 14 1982

Docket No. 50-333

Power Authority of the State of New York
James A. FitzPatrick Nuclear Power Plant
ATTN: Mr. Corbin A. McNeill, Jr.
Resident Manager
P. O. Box 41
Lycoming, New York 13093

Gentlemen:

Subject: Inspection 50-333/82-19

This refers to the routine safety inspection conducted by Mr. J. Linville of this office on August 1-31, 1982 at the J. A. FitzPatrick Nuclear Power Plant, Scriba, New York of activities authorized by NRC License No. DPR-59 and to the discussions of our findings held by Mr. L. Doerflein with yourself and other members of your staff at the conclusion of the inspection.

Areas examined during this inspection are described in the NRC Region I Inspection Report which is enclosed with this letter. Within these areas, the inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector.

Our inspector also verified the steps you had taken to correct the violation C brought to your attention in letters dated January 20, 1982 and April 14, 1982. We have no further questions regarding your action at this time.

Based on the results of this inspection, it appears that certain of your activities were not conducted in full compliance with NRC requirements, as set forth in the Notice of Violation, enclosed herewith as Appendix A. These violations have been categorized by severity level in accordance with the NRC Enforcement Policy (10 CFR 2, Appendix C) published in the Federal Register Notice (47 FR 9987) dated March 9, 1982. You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

In response to Item A in the Notice of Violation, you should also address the inconsistencies between your commitments in your FSAR, your 10 CFR 50, Appendix I submittal, and your letter no. JPN-79-50 dated August 15, 1979, all of which state that containment purging will be through Standby Gas Treatment (SBGT) System; and the manner in which you have operated the facility with the torus purge valves continuously open and the SBGT system secured. You should also provide justification for operating with the torus exhaust valves normally open since Table 3.7-1 of your Technical Specifications indicate that these valves are normally closed.

The responses directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

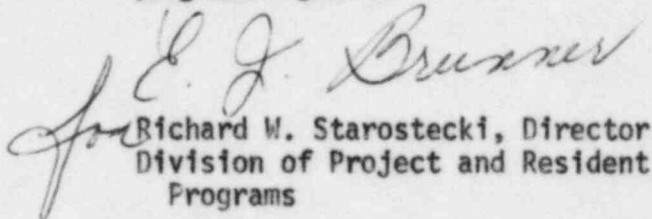
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In accordance with 10 CFR 2.790(a), a copy of this letter and the enclosures will be placed in the NRC Public Document Room unless you notify this office, by telephone, within ten days of the date of this letter and submit written application to withhold information contained therein within thirty days of the date of this letter. Such application must be consistent with the requirements of 2.790(b)(1). The telephone notification of your intent to request withholding, or any request for an extension of the 10 day period which you believe necessary, should be made to the Supervisor, Files, Mail, and Records, USNRC Region I, at (215) 337-5223.

Your cooperation with us in this matter is appreciated.

Sincerely,
Original Signed By:


Richard W. Starostecki, Director
Division of Project and Resident
Programs

Enclosures:

1. Appendix A, Notice of Violation
2. NRC Region I Report 50-333/82-19

cc w/encls:

L. W. Sinclair, President and Chief Operating Officer
J. P. Bayne, Executive Vice President - Nuclear Generation
A. Klausmann, Vice President - Quality Assurance
M. C. Cosgrove, Quality Assurance Superintendent
J. F. Davis, Chairman, Safety Review Committee
C. M. Pratt, Assistant General Counsel
Director, Power Division
Public Document Room (PDR)
Local Public Document Room (LPDR)
Nuclear Safety Information Center (NSIC)
NRC Resident Inspector
State of New York

bcc w/encls:

Region I Docket Room (with concurrences)
Chief, Operational Support Section (w/c encls)

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| OFFICE | RI:DPRP | RI:DPRP | RI:DPRP | | | | |
| SURNAME | Linville/meo | Kister | Brunner | | | | |
| DATE | 9/13 | 9/13 | 9/13 | | | | |