

Appendix

NOTICE OF VIOLATION

Toledo Edison Company

Docket No. 50-346

As a result of the inspection conducted on September 15, 29-30, 1982, and in accordance with the NRC Enforcement Policy, 47 FR 9987 (March 9, 1982), the following violation was identified:

Technical Specification 6.5.2.7.a states in part that "The Company Nuclear Review Board shall review the safety evaluations for changes to procedures, equipment or systems completed under the provision of Section 50.59, 10 CFR, to verify that such actions did not constitute an unreviewed safety question."

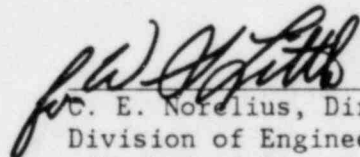
10 CFR 50.59(a)(1) states in part that, "The holder of a license authorizing operation of a production or utilization facility may (i) make changes in the facility as described in the safety analysis report, without prior Commission approval, unless the proposed change involves a change in the technical specifications incorporated in the license or an unreviewed safety question."

Contrary to the above, the licensee did not account for cross-core shuffling of the fuel for Cycle 3 in its safety evaluation to determine whether an unreviewed safety question was involved. The fuel shuffle resulted in a core power tilt in excess of that predicted by design.

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

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date of this Notice a written statement or explanation in reply, including for each item of noncompliance: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further noncompliance; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

12/17/80
Dated


C. E. Norelius, Director
Division of Engineering and
Technical Programs