

NOTICE OF VIOLATION

New York Power Authority
James A. FitzPatrick Nuclear Power Plant

Docket No. 50-333
License No. DPR-59

During an NRC inspection conducted on February 28 - March 4, 1994, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions", 10 CFR Part 2, Appendix C (1993), the violation is listed below:

Technical Specification 6.11 requires, in part, that procedures for radiation protection be prepared and adhered to for all plant operations. Licensee Procedure RPP-10 requires, in part, that survey instruments and self-reading dosimeters (SRDs) issued from the Radiological and Environmental Services (RES) Issue Room be logged out.

Contrary to the above, on February 28, 1994, an SRD issued to the NRC inspector was not logged out of the RES Issue Room, and on March 4, 1994, a survey meter found in the Interim Radwaste Facility was not logged out of the RES Issue Room.

This is a Severity Level IV violation.

Pursuant to the provisions of 10 CFR 2.201, New York Power Authority 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 I, 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, (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. If an adequate reply is not received within the time specified in this Notice, an order may be issued to show cause why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Dated at King of Prussia, Pennsylvania
this 17 day of March, 1994

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