

NOV 9 1982

Docket Nos. 50-277
50-278

Philadelphia Electric Company
ATTN: Mr. S. L. Daltroff
Vice President
Electric Production
2301 Market Street
Philadelphia, Pennsylvania 19101

Gentlemen:

Subject: Inspection Nos. 50-277/82-13; 50-278/82-13

This refers to an inspection conducted by a representative of the South Carolina Department of Health and Environmental Control on March 19, 1982, of a shipment of radioactive waste from the Peach Bottom Nuclear Power Plant. The shipment was inspected upon its arrival at the Chem-Nuclear Systems, Inc. burial site at Barnwell, South Carolina. Inspection findings were discussed in a subsequent telephone conversation between Mr. P. Clemons of this office and Mr. W. T. Ullrich of your staff on July 13, 1982.

Areas examined during this inspection are described in a report by the representative of the South Carolina Department of Health and Environmental Control, which is attached to the NRC Region I Inspection Report enclosed with this letter. The inspection consisted of a review of shipping papers, placarding, marking and labeling, radiation measurements, selective contamination surveys, and examination of the packages and the tractor-trailer.

Based on the results of this inspection, it appears that one of your activities was not conducted in full compliance with NRC requirements as set forth in the Notice of Violation enclosed herewith as Appendix A. The violation in Appendix A has 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 specified in Appendix A.

We are concerned with a continued apparent weakness in your management control program as it affects the preparation and transportation of radioactive waste. During a prior enforcement conference call on March 18, 1982, between Mr. J. Gallagher and other members of your staff and Mr. R. Starostecki and other members of the Region I staff, your staff concurred with our concerns regarding the number of transportation violations which had occurred. Previous Notices of Violations relating to preparation of radioactive material for transport were issued to you. The corrective actions taken apparently were not sufficient to assure that activities associated with the preparation and transportation of radioactive waste are conducted in accordance with regulatory requirements, although we note that no further violations have occurred in the past seven months.

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Therefore, in your reply, please give particular attention to those actions designed and taken to assure compliance with NRC requirements. Your reply to the violation contained in Appendix A will be considered in determining whether further enforcement action is appropriate.

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 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.

Your cooperation with us is appreciated.

Sincerely,

original signed by

Thomas T. Martin, Director
Division of Engineering and
Technical Programs

Enclosures:

- 1. Appendix A, Notice of Violation
- 2. NRC Region I Combined Inspection Report Nos. 50-277/82-13 and 50-278/82-13

cc w/encl:

South Carolina Department of Health and Environmental Control
 W. T. Ullrich, Station Superintendent
 Troy B. Conner, Jr., Esquire (Without Report)
 Eugene J. Bradley, Esquire (Without Report)
 Raymond L. Hovis, Esquire (Without Report)
 Michael J. Scibinico, II, Assistant Attorney General (Without Report)
 Public Document Room (PDR)
 Local Public Document Room (LPDR)
 Nuclear Safety Information Center (NSIC)
 Commonwealth of Pennsylvania
 NRC Resident Inspector

bcc w/encl:

Region I Docket Room (with concurrences)
 Chief, Operational Support Section (w/o encls)
 Chief, RPS 2A

DHolody, ES,RI
 EFlack, IE

RI:DETP
 Clemons/lp
 10/29/82

RI:DETP
 Greenman

E. Greenman
 RI:DETP
 Joyners

RI:E&I
 Holody

RI:DRPP
 Starostecki

RI:DETP
 Martin

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