

ENCLOSURE 1

NOTICE OF VIOLATION

Niagara Power Corporation
Nine Mile Point Unit 1

Docket No. 50-220
License No. DPR-63

During an NRC inspection conducted from April 17 to May 28, 1994, a violation of NRC requirements was identified. In accordance with 10 CFR Part 2, Appendix C, "General Statement of Policy and Procedure for NRC Enforcement Actions," the violation is listed below:

10 CFR 50, Appendix B, Criterion XVI, Corrective Action, requires that measures be established to assure that conditions adverse to quality are promptly identified and corrected, and that the cause of the condition is determined and corrective action taken to prevent repetition.

Contrary to the above, corrective actions taken for a missed Technical Specification surveillance were inadequate. A review of the surveillance test program was completed on March 1, 1994, to validate the accuracy of the program with respect to required surveillances. On April 6, 1994, it was identified that the semi-annual drywell airlock surveillance, due on October 16, 1993, had not been performed. It was determined that the frequency for the surveillance was incorrectly entered into the program's database to produce the desired results.

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

Pursuant to the provisions of 10 CFR 2.201, Niagara Mohawk Power Corporation 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 or a Demand for Information 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 24th day of June, 1994

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