

NOTICE OF VIOLATION

Commonwealth Edison Company
Byron Station, Units 1 and 2

Docket No.(s) 50-454; 50-455
License No.(s) NPF-37; NPF-66

During an NRC inspection conducted from June 23 through August 3, 1995, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," the violation is listed below:

Technical Specification 6.8.1 required that written procedures shall be established, implemented, and maintained covering activities referenced in Appendix A, Regulatory Guide 1.33, Revision 2, February 1978, which includes procedure adherence. Three examples contrary to the above follow:

1. Byron Administrative Procedure (BAP) 499-3, "Requirements for Erecting Scaffolding and Ladders," required the following for pre-qualified seismic scaffolding: (1) maintain a clearance distance to safety related equipment or use clearance ties, (2) tipping ties, (3) longitudinal cross bracing (i.e., "X" bracing) on one longitudinal side and at least one longitudinal brace on the other side or "K" bracing, and (4) width cross bracing (i.e., "X" bracing) on both ends of each bay.

Contrary to the above, during the period June 26 through July 14, 1995, a scaffold, documented as pre-qualified seismic, was constructed on and over safety related equipment in the 2A Diesel Generator (DG) room and did not: (1) maintain adequate clearance distance to safety related equipment or use clearance ties, (2) use adequate tipping ties, (3) contain adequate longitudinal cross bracing (i.e., "X" bracing) on one longitudinal side and at least one longitudinal brace on the other side or "K" bracing, and (4) contain adequate width cross bracing (i.e., "X" bracing) on both ends of each bay.

2. BAP 499-3 required that no scaffolding or ladders would be attached or secured to safety related equipment without prior On-Site and 10 CFR 50.59 review of the installation.

Contrary to the above, during the period June 26 through July 14, 1995, a scaffold was constructed on and over safety related equipment in the 2A DG room without prior On-Site and 10 CFR 50.59 reviews of the installation.

3. BAP 499-3 required that if scaffolding cannot be built as pre-qualified seismic scaffolding according to BAP 499-3, then an engineering review shall be completed prior to constructing scaffold.

Contrary to the above, during the period June 26 through July 14, 1995, a scaffold was constructed in the 2A DG room on and over safety related equipment that did not meet the pre-qualified seismic requirements contained in BAP 499-3 without prior engineering review.

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

Pursuant to the provisions of 10 CFR 2.201, Commonwealth Edison Company 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 III, 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. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to 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.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without reduction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Dated at Lisle, IL
this 26th day of September 1995