

APPENDIX A

NOTICE OF VIOLATION

Power Authority of the State of New York  
James A. FitzPatrick Nuclear Power Plant

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

As a result of the inspection conducted on June 29 - July 31, 1984, and in accordance with the revised NRC Enforcement Policy (10 CFR 2, Appendix C) published in the Federal Register on March 8, 1984 (49 FR 8583), the following violations were identified:

- A. 10 CFR 50.72(b)(2)(iii)(D) requires that the licensee notify the NRC Operations Center, via the Emergency Notification System, as soon as practical and in all cases within four hours of the occurrence of any event or condition that alone could have prevented the fulfillment of the safety function of structures or systems needed to mitigate the consequences of an accident.

Contrary to the above, the licensee did not notify the NRC Operations Center of a degradation of Primary Containment integrity on June 23, 1984.

This is Severity Level V Violation (Supplement I).

- B. Technical Specification 6.11 requires that procedures for personnel radiation protection be prepared and adhered to for all plant operations.

Radiation Protection Procedures, Revision 6, Section 2.2.5, requires that only Special Radiation Work Permits be issued for areas where the radiation and contamination levels are unknown.

Contrary to the above, no Special Radiation Work Permit was issued for an individual who made the initial entry into Primary Containment, an area where the radiation and contamination levels were unknown, during a reactor shutdown on June 23, 1984.

This is a Severity Level V Violation (Supplement IV).

Pursuant to the provisions of 10 CFR 2.201, the Power Authority of the State of New York is hereby required to submit to this office within thirty days of the date of the letter which transmitted this Notice, a written statement or explanation in reply, including: (1) the corrective steps which have been taken and the results achieved; (2) corrective steps which will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending this response time.