

ENCLOSURE 1

NOTICE OF VIOLATION

Duke Power Company  
Oconee

Docket Nos. 50-269, 50-270, and 50-287  
License Nos. DPR-38, DPR-47, and DPR-55

The following violations were identified during an inspection conducted on August 20-24, 1984. The Severity Levels were assigned in accordance with the NRC Enforcement Policy (10 CFR Part 2, Appendix C).

1. 10 CFR 71.5 requires that each licensee who transports licensed material outside of the confines of its plant or other place of use, or who delivers licensed material to a carrier for transport, shall comply with the applicable requirements of the regulations appropriate to the mode of transport of DOT in 49 CFR Parts 170 through 189.

49 CFR 171.2 requires that no person may offer a hazardous material for transportation within the United States unless that material is properly classed.

49 CFR 172.101 defines radioactive material as a hazardous materials.

Contrary to the above, the low specific activity (LSA) classification of a radioactive material shipment on August 23, 1984, of two boxes containing control rod drive mechanisms, under control number ONS-84-120, was not properly determined prior to the shipment.

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

2. 10 CFR 20.203(f) requires that each container of licensed material shall bear a durable, clearly visible label identifying the radioactive contents. The label shall also provide sufficient information to permit individuals handling or using the containers, or working in the vicinity thereof, to take precautions to avoid or minimize exposures. As appropriate, the information will include radiation levels, kinds of material, estimate of activity, etc.

Contrary to the above, containers of licensed material were not properly labeled in that:

- a. A metal box in the Unit 3 auxiliary building, level 3, was labeled as being less than two millirem per hour when it in fact had contact radiation levels to 48 millirem per hour on the bottom and 17 millirem per hour on the side of the box.

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- b. A wooden box in the Unit 3 auxiliary building, level 3, containing a radioactive control rod drive mechanism, which had contact radiation levels to 80 millirem per hour on the outside of the box, was not labeled.

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

Pursuant to 10 CFR 2.201, you are required to submit to this office within 30 days of the date of this Notice, a written statement or explanation in reply, including: (1) admission or denial of the alleged violations; (2) the reasons for the violations if admitted; (3) the corrective steps which have been taken and the results achieved; (4) corrective steps which will be taken to avoid further violations; and (5) the date when full compliance will be achieved.

Security or safeguards information should be submitted as an enclosure to facilitate withholding it from public disclosure as required by 10 CFR 2.790(d) or 10 CFR 73.21.

Date: SEP 27 1984