

Enclosure 1

NOTICE OF VIOLATION

New York Power Authority
James A. FitzPatrick Nuclear Power Plant

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

Technical Specification 6.8(A)1 requires that written procedures and administrative policies shall be established, implemented and maintained that meet or exceed the requirements and recommendations of Section 5 of American National Standards Institute (ANSI) 18.7-1972 "Facility Administrative Policies and Procedures." Section 5 of ANSI 18.7-1972 requires, in part, that facility rules and instructions shall be established pertaining to maintenance that can affect the performance of safety-related equipment and that maintenance that can affect the performance of safety-related equipment shall be properly preplanned and performed in accordance with written procedures which conform to applicable codes, standards, specifications and criteria. Administrative Procedure (AP) 5.06, "System Internal Cleanliness and Foreign Material Exclusion" establishes requirements for maintaining system and component cleanliness during modification, maintenance, operations and refueling activities. These requirements include administrative controls and techniques established to define practices while working to minimize the introduction of foreign material into systems.

Contrary to the above, on February 26, 1996, requirements for maintaining system and component cleanliness were not met in that foreign material was found in the pneumatic supply lines and pilot solenoid valves for the safety/relief valves which revealed that previous system maintenance was not properly performed.

This is a Severity Level IV Violation (Supplement 1).

Pursuant to the provisions of 10 CFR 2.201, New York Power Authority 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. Where good cause is shown, consideration will be given to extending the response time.

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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 redaction. 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 King of Prussia, PA
this 3rd day of May, 1996