

SEP 27 1988

Docket No. 50-333

Power Authority of the State of New York
James A. FitzPatrick Nuclear Power Plant
ATTN: Mr. Radford J. Converse
Resident Manager
P. O. Box 41
Lycoming, New York 13093

Gentlemen:

Subject: Inspection No. 50-333/88-10

This refers to your letter dated August 31, 1988, in response to our letter dated August 8, 1988.

Thank you for informing us of the corrective and preventive actions documented in your letter. These actions will be examined during a future inspection of your licensed program.

Your cooperation with us is appreciated.

Sincerely,

Original Signed By:
Ronald R. Bellamy

Ronald R. Bellamy, Chief
Facilities Radiological Safety
and Safeguards Branch
Division of Radiation Safety
and Safeguards

cc w/encl:

J. Phillip Bayne, President
Mr. John C. Brons, Executive Vice President
A. Klausmann, Senior Vice President - Appraisal and Compliance Services
R. L. Patch, Quality Assurance Superintendent
George M. Wilverding, Manager Nuclear Safety Evaluation
Gerald C. Goldstein, Assistant General Counsel
R. E. Beedle, Vice President Nuclear Support
S. S. Zulla, Vice President Nuclear Engineering
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Public Document Room (PDR)
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NRC Resident Inspector
State of New York

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Power Authority of the
State of New York

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SEP 27 1988

bcc w/encl:
Region I Docket Room (with concurrences)
Management Assistant, DRMA (w/o encl)
Section Chief, DRP
Robert J. Bores, DRSS
B. Clayton, EDO

BD
RI:DRSS
Davidson

9/23/88

RI:DRSS *AB*
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9/23/88

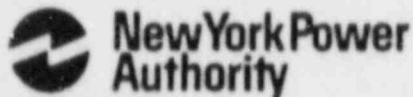
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09/23/88

James A. FitzPatrick
Nuclear Power Plant
P.O. Box 41
Lycoming, New York 13093
315 342-3840



AUGUST 31, 1988
JAPP 88- 0824

UNITED STATES NUCLEAR REGULATORY COMMISSION
Mail Station P1-137
Washington, D.C.

Attention: Document Control Desk

SUBJECT: James A. FitzPatrick Nuclear Power Plant
Docket No. 50-333
Inspection No. 88-10 - Radioactive Effluents Control Program

Dear Sirs:

In accordance with 10CFR2.201, the Authority is submitting its response to Appendix A, Notice of Violation. This Notice was transmitted to the Authority August 8, 1988. The inspection was conducted by B. S. Davidson of Region I office on June 6-10, 1988 at the FitzPatrick Nuclear Power Plant.

Notice of Violation

As a result of the inspection conducted on June 6-10, 1988 and in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (Enforcement Policy) (1988), the following violation was identified:

Technical Specification 6.5.2.8 of Appendix A to Facility Operating License No. DPR-59, Technical Specifications, requires audits of the conformance of the facility operation to provisions contained within the Technical Specifications (TS) and applicable license conditions at least once per 12 months; and audits of the Radiological Environmental Monitoring Program (REMP) and results at least once per 12 months.

Contrary to the above requirements, an audit of the liquid and gaseous radioactive effluent portions of the TS and the REMP was not performed within the 12 month interval as required. The last audit of the radioactive effluents portion of the TS and the REMP was conducted in November, 1986.

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

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Response to Notice of Violation A

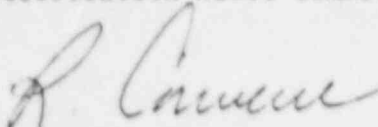
The Authority agrees with the finding specified in the violation.

CAUSE - The Site Quality Assurance Organization has historically received technical support from the Corporate Appraisal and Compliance Services Department's Operational Appraisal Group. This group was in the process of performing the required Technical Specification Radiological and Environmental audits when they were disbanded as a result of a corporate reorganization. The Site QA Organization then requested, through the Director of Quality Assurance, that the Safety Review Committee (SRC) provide the necessary technical support for the Site Quality Assurance Department to perform these audits. Communications between the Chairman of the SRC and the Site QA Superintendent with regard to the scope of these audits and specific manpower needs further delayed the audit performance and resulted in this Technical Specification violation.

CORRECTIVE ACTIONS -

- 1) Immediate - The Site Quality Assurance Organization has contracted for the necessary technical assistance and is in the process of performing the liquid and gaseous portions of the Technical Specifications and REMP audits. It is expected that these audits will be completed by September 30, 1988.
- 2) The Site Quality Assurance Superintendent has been counseled on the importance of meeting the Technical Specification Audit commitments and the need to escalate manpower requests to whatever appropriate levels of management may be necessary to resolve any potential schedule delays.

LONG TERM CORRECTIVE ACTION - Funding has been established in the Quality Assurance Department's annual budget for the purpose of ensuring that any necessary technical expertise needed to support the various Technical Specification Audit commitments is provided.


RADFORD CONVERSE
RESIDENT MANAGER

RJC:RLP:cep

cc: Sr. Resident Inspector
Director of Licensing
Superintendent of Power
G. Wilverding
F. Pesce
A. Klausmann
E. Mulcahey

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