

Official

JUN 29 1987

Docket Nos. 50-321, 50-366
License Nos. DPR-57, NPF-5
EA-87-111

Georgia Power Company
ATTN: Mr. James P. O'Reilly
Senior Vice President-
Nuclear Operations
P. O. Box 4545
Atlanta, GA 30302

Gentlemen:

SUBJECT: NOTICE OF VIOLATION
(NRC INSPECTION REPORT NOS. 50-321/87-13 AND 50-366/87-13)

This refers to the Nuclear Regulatory Commission (NRC) inspection conducted by C. H. Bassett at your Hatch facility on June 8-12, 1987. The inspection included a review of the circumstances surrounding a shipment of radioactive materials with dose rates on the external surface of the packages in excess of regulatory limits. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the enclosed inspection report. NRC concerns relative to the inspection findings were discussed by V. L. Brownlee, Chief, Reactor Projects Branch 2, NRC, Region II, and L. Gucwa, Manager, Nuclear Safety and Licensing of your staff in an Enforcement Conference held by telephone on June 17, 1987.

The violation described in the enclosed Notice of Violation involves a failure to comply with regulations applicable to the transportation of licensed material. Two boxes of radioactive material with dose rates above the Department of Transportation (DOT) limit of 1000 millirem per hour at the surface of the package were shipped to the radioactive waste disposal site near Barnwell, SC. This event occurred due to the fact that personnel responsible for shipping such material were unaware of changes in the DOT regulations. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1986), the violation described in the enclosed Notice has been classified a Severity Level III violation. Normally, a civil penalty is considered for a Severity Level III violation. However, after consultation with the Director, Office of Enforcement, I have decided that a civil penalty will not be proposed in this case because a civil penalty has already been assessed by the State of South Carolina.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

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Your attention is invited to the unresolved item identified in the inspection report. This matter will be pursued during future inspections.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and its enclosures will be placed in the NRC Public Document Room.

The responses directed by this letter and its enclosures are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

Should you have any questions concerning this letter, please contact us.

Sincerely,

Original Signed M.L. Ernst for
J. Nelson Grace
Regional Administrator

Enclosures:

- 1. Notice of Violation
- 2. Inspection Report

cc w/encls:

- J. T. Beckham, Vice President, Plant Hatch
- H. C. Nix, Site Operations General Manager
- A. Fraser, Acting Site QA Supervisor
- L. Gucwa, Manager, Nuclear Safety and Licensing

bcc w/encls:

- NRC Resident Inspector
- Hugh S. Jordan, Executive Secretary
- J. Lieberman, OEDO
- Document Control Desk
- State of Georgia
- W. Rankin, DRSS

RII <i>CB</i>	RII <i>CH</i>	RII <i>DC</i>	RII <i>WEC</i>	RII <i>MS</i> <i>M. Sunkule</i>	RII <i>GR</i> <i>G. Jenkins</i>	RII <i>ME</i>
CBassett	CHosey	DCollins	JPStohr	FGantrell	GJenkins	MErnst
6/24/87	6/24/87	6/24/87	6/24/87	6/26/87	6/26/87	6/29/87