



ROCHESTER GAS AND ELECTRIC CORPORATION • 89 EAST AVENUE, ROCHESTER, N.Y. 14649

JOHN E. MAIER
VICE PRESIDENT

TELEPHONE
AREA CODE 716 546-2700



December 28, 1981

Mr. Ronald C. Haynes, Director
U. S. Nuclear Regulatory Commission
Office of Inspection and Enforcement
Region I
631 Park Avenue
King of Prussia, PA 19406

Subject: I&E Inspection Report No. 81-16
Notice of Violations
Failure to Meet 49 CFR 173.392 (c)(1)
R. E. Ginna Nuclear Power Plant, Unit No. 1
Docket No. 50-244

Dear Mr. Haynes:

In accordance with the above subject which stated:

"As a result of the inspection conducted on July 10, 1981 by the State of Nevada Resident Inspector at the U.S. Ecology, Beatty, Nevada Burial Site of the shipment of LSA radioactive waste which was shipped from the Rochester Gas and Electric Company's facility in Ontario, New York on July 6, 1981, and in accordance with the Interim Enforcement Policy, 45 FR 66754 (October 7, 1980), the following was identified:

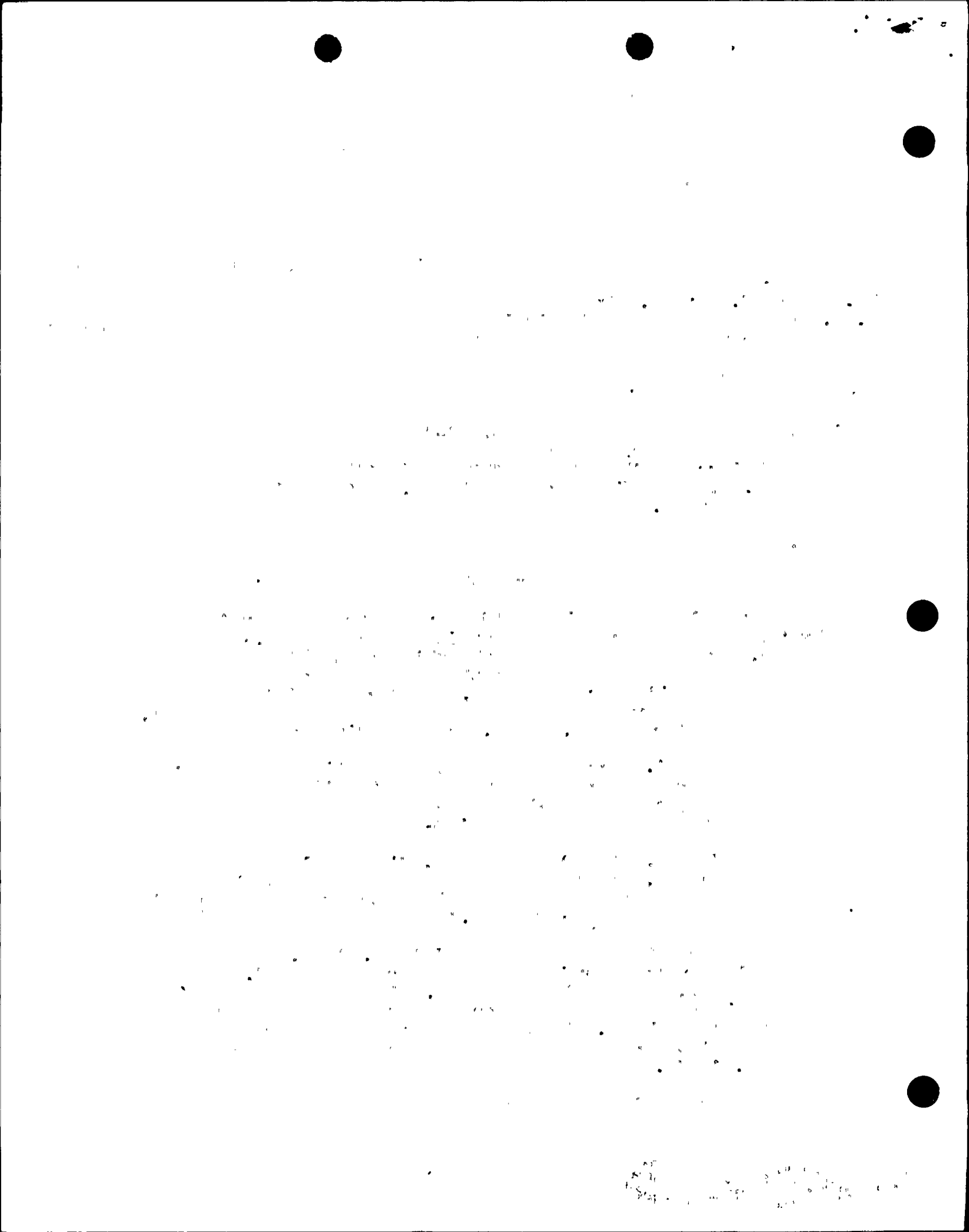
10 CFR 71.5 prohibits delivery of licensed material to a carrier for transport unless the licensee complies with applicable regulations of the Department of Transportation in 49 CFR Parts 170-189.

49 CFR 173.392 (c)(1) states, "Material must be packaged in strong, tight packages so that there will be no leakage of radioactive material under conditions normally incident to transportation."

Contrary to the above, on July 6, 1981, the licensee delivered to a carrier for transport to the U.S. Ecology, Beatty, Nevada burial site, licensed material (LSA radioactive waste) in a container that was not a strong, tight package. There was a hole in the side of the 55-gallon drum used as the shipping container (Package No. 1034).

the following is submitted in response.

8202090252 820202
PDR ADOCK 05000244
PDR



ROCHESTER GAS AND ELECTRIC CORP.


SHEET NO. 2

DATE December 28, 1981

TO Ronald C. Haynes

Please note the following referenced correspondence dated August 10, 1981 to the State of Nevada, Department of Human Resources, Division of Health, Attn: Mr. John Vaden, Supervisor of Radiological Health and subsequent October 12, 1981 response to Mr. John E. Maier, Vice President of Rochester Gas and Electric from Mr. John Vaden of Nevada.

Very truly yours,



John E. Maier

Subscribed and sworn to me on this
28th day of December, 1981.



SHARON G. CAVALERI

NOTARY PUBLIC, State of N. Y., Monroe County

My Commission Expires March 30, 1983

DEC 30 1981

SECTION 1

02 1130

U.S. NRC
REGION I

'81 DEC 30 PM 1 52

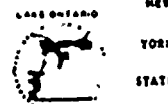
cc: L. D. White, Jr.
L. S. Lang
B. A. Snow
F. J. Mis



ROCHESTER GAS AND ELECTRIC CORPORATION • 89 EAST AVENUE, ROCHESTER, N.Y. 14649

JOHN E. MAIER
VICE PRESIDENT

TELEPHONE
AREA CODE 716 546-2700



August 10, 1981

Mr. John Vaden
Supervisor, Radiological Health
State of Nevada Department of Human Resources
505 East King Street
Carson City, Nevada 89710

Dear Mr. Vaden:

In response to your July 16, 1981 letter, please find enclosed our corrective action being submitted for your review. The effort put forth is of a two phased approach. The first is the removal of the equipment that caused the breach of integrity on the drum. The drum lifting device has been replaced with a more passive system designed to grip the drums from the side and not from the lip of the drum. This can be seen by the attached pictures.

Secondly, the procedures have now been revised to include extensive participation by Quality Control. As can be determined by the procedure, the inspector views the container prior to being loaded on the truck and after it has been placed on the vehicle.

This double check system will prevent containers from being loaded on the vehicle that were damaged after the initial inspection.

The Corporate Quality Assurance program is designed to monitor the work of the plant Quality Control program along with other departments involved in shipping.

The Corporate Quality Assurance performs regular audits of all the involved departments to insure compliance. This serves as a further check.

I trust these changes are acceptable and that we may resume shipments upon receiving authorization from your office.

Sincerely,


John E. Maier

Enclosures

RECEIVED OCT 16 1981



STATE OF NEVADA
DEPARTMENT OF HUMAN RESOURCES
DIVISION OF HEALTH
BUREAU OF CONSUMER HEALTH PROTECTION SERVICES

505 EAST KING STREET
CARSON CITY, NEVADA 89710
TELEPHONE: (702) 885-4750

620 BELROSE STREET
LAS VEGAS, NEVADA 89158
TELEPHONE: (702) 385-0241

October 12, 1981

John E. Maier, Vice President
Rochester Gas and Electric Corporation
89 East Avenue
Rochester, New York 14649

Dear Mr. Maier:

We have received a requalification inspection audit of the Ginna facility performed by Nevada Inspection Services on September 30, 1981.

Our review of their report indicates that the revised quality control procedures mentioned in your letter of August 10, 1981, appear to be effective.

Therefore, as of this date Rochester Gas and Electric Corporation is again allowed to ship radioactive waste to the Nevada State disposal site.

Sincerely,

John Vaden, Supervisor
Radiological Health

JV/jc

cc: Nevada Inspection Services
Steve Carpenter, Site Manager, U.S. Ecology, Inc.

U.S. NRC
REGION I

'82 JAN 11 PM 2 53