

Appendix A

NOTICE OF VIOLATION

Wisconsin Electric Power Company
Point Beach Nuclear Plant

Docket No. 50-266
Docket No. 50-301

As a result of the inspection conducted on May 6-9, 1985 and in accordance with the General Policy and Procedures for NRC Enforcement Actions, (10 CFR Part 2, Appendix C), the following violation was identified:

10 CFR 50.54(q) requires that nuclear power reactor licensees follow and maintain in effect emergency plans which meet the requirements of Appendix E to 10 CFR Part 50 and the planning standards of 50.47(b). Section IV.B of Appendix E requires that a licensee's emergency plans shall include information to demonstrate compliance with the following:

The means for determining the magnitude and for continually assessing the impact of the release of radioactive material shall be described, including emergency action levels that are to be used as criteria for notification and participation of local and State agencies, the Commission, and other Federal agencies, and the emergency action levels that are to be used for determining when and what type of protective measures should be considered within and outside the site boundary to protect health and safety.

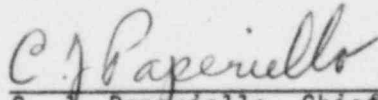
Section 5.0 of Chapter 6.0 of the Point Beach Nuclear Plant Emergency Plan states in part that recommendations for offsite protective actions will be made only by the Emergency Support Manager, but that the Shift Superintendent will have the responsibility and authority of the Emergency Support Manager at the beginning of an emergency evolution.

Contrary to the above, Shift Superintendents, who have the initial responsibility and authority of the Emergency Support Manager to make offsite protection action recommendations, were incapable of determining when and what type of protective measures should be considered outside the site boundary to protect public health and safety.

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

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date of this Notice a written statement or explanation in reply, including for each item of noncompliance: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further noncompliance; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

5/22/85
Dated


C. J. Paperiello, Chief
Emergency Preparedness and
Radiological Protection Branch

Appendix B

EMERGENCY PREPAREDNESS WEAKNESSES

1. Although Emergency Plan Implementing Procedure (EPIP) 1.5 stated that evacuation time estimates were to be used in making protective action recommendations, none of the estimates were provided in the procedure and no guidance was provided on how the estimates should be used. (Open Item No. 266/85005-01; 301/85005-01)(Section 4)
2. Emergency kits or cabinets did not contain a copy of the applicable inventory list. (Open Item No. 266/85005-02; 301/85005-02) (Section 10)