

JUL 29 1985

Docket Nos. 50-277  
50-278

Philadelphia Electric Company  
ATTN: Mr. S. L. Daltroff  
Vice President  
Electric Production  
2301 Market Street  
Philadelphia, Pennsylvania 19101

Gentlemen:

Subject: Inspection Report Nos. 50-277/85-27; 50-278/85-25

An inspection was conducted by a representative of the State of Washington, Department of Social and Health Services, on May 30, 1985, of a shipment of radioactive waste from the Peach Bottom Atomic Power Station. The shipment was inspected upon its arrival at the U. S. Ecology, Incorporated burial site at Richland, Washington.

Areas examined during the inspection are described in the State of Washington, Department of Social and Health Services Inspection Report enclosed with this letter. The inspection consisted of a review of shipping papers, placarding, marking and labeling, radiation measurements and examination of the packages and the tractor-trailer.

Based on the results of the inspection, it appears that one of your activities was not conducted in full compliance with NRC requirements, as set forth in the Notice of Violation, enclosed herewith as Appendix A. This violation has been categorized by severity level in accordance with the NRC Enforcement Policy (10 CFR 2, Appendix C) published in the Federal Register Notice (49 FR 8583) dated March 8, 1984. You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

The violation for which you have been cited has already been the subject of enforcement action by the State of Washington. On June 5, 1985, the State of Washington suspended your authorization to use the commercial low-level radioactive waste disposal site indefinitely.

In view of the circumstances surrounding this matter, we have exercised our discretion under the NRC Enforcement Policy and have chosen to issue at this time the enclosed Notice of Violation. After reviewing your response to this Notice of Violation and your proposed corrective actions, the NRC will determine whether further action is necessary in order to ensure compliance with regulatory requirements.

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The responses directed by this letter and the accompanying Notice 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.

Your cooperation with us in this matter is appreciated.

Sincerely,

Original Signed By:

*Ronald E. Bellamy* for

Thomas T. Martin, Director  
Division of Radiation Safety  
and Safeguards

Enclosure:

1. Appendix A, Notice of Violation
2. Combined NRC Region I Inspection Report No. 50-277/85-27; 50-278/85-25

cc w/encl:

R. S. Fleischmann, Station Superintendent  
John S. Kemper, Vice President, Engineering and Research  
Troy B. Conner, Jr., Esquire  
A. J. Pietrofitta, General Manager, Power Production Engineering, Atlantic Electric  
Eugene J. Bradley, Esquire, Assistant General Counsel (Without Report)  
Raymond L. Hovis, Esquire  
Thomas Magette, Power Plant Siting, Nuclear Evaluations (Without Report)  
Public Document Room (PDR)  
Local Public Document Room (LPDR)  
Nuclear Safety Information Center (NSIC)  
NRC Resident Inspector  
Director, Region III Motor Carrier Safety Office, USDOT  
State of Washington, Department of Social and Health Services  
Commonwealth of Pennsylvania

bcc w/encl:

Region I Docket Room (with concurrences)  
Senior Operations Officer (w/o encl)  
Section Chief, DRP  
J. Axelrad, D/ES

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Bicehouse  
7/15/85  
*HJ Bicehouse*

*HJ Bicehouse*  
RI:DRSS  
Pasciak  
7/16/85

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RI:DRSS  
Bellamy  
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