

official

DEC 18 1992

Docket No. 030-30269
License No. 45-24950-01

City of Charlottesville
Public Works Department
ATTN: Ms. Judith Mueller
Director
P. O. Box 911
Charlottesville, VA 22902

Gentlemen:

SUBJECT: NOTICE OF VIOLATION FOR EXPIRED LICENSE

Nuclear Regulatory Commission (NRC) records show that Byproduct Material License No. 45-24950-01 expired on November 30, 1992, and no renewal application has been filed in accordance with 10 CFR 30.36.

Possession of byproduct material without a valid license is a violation of 10 CFR 30.3. The violation, reference to pertinent requirements, and elements to be included in your response are presented in the enclosed Notice of Violation.

If you want to continue your program, you must immediately submit an NRC Form 313, "Application for Byproduct Materials License," Enclosure 2, to the address below with the appropriate fee for a new license, as specified in 10 CFR 170, Enclosure 3.

U. S. Nuclear Regulatory Commission
ATTN: Chief, Nuclear Materials Licensing Section
101 Marietta Street, N. W., Suite 2900
Atlanta, Georgia 30323

Also, you must place any radioactive material on hand in secure storage until such time as you acquire a valid license. If adequate storage facilities are not available, you must transfer the material to an authorized recipient until a new license is issued. No other use of material on hand or purchase of additional byproduct material is authorized.

If you elect to dispose of the byproduct material, you must fill out the NRC Form 314, Enclosure 4, and return it to us immediately.

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 and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

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City of Charlottesville

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In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

The responses directed by this letter and the enclosed Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

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

Sincerely,

*original signed by
J. Potter for*

Douglas M. Collins, Chief
Nuclear Materials Safety
and Safeguards Branch
Division of Radiation Safety
and Safeguards

Enclosures:

1. Notice of Violation
2. NRC Form 313
3. 10 CFR Part 170
4. NRC Form 314

cc w/encl 1:
Commonwealth of Virginia

bcc w/encl 1:
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