

ENCLOSURE

NOTICE OF VIOLATION

City of Charlottesville
Charlottesville, Virginia

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

The following violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Action," 10 CFR Part 2, Appendix C, the violation is listed below:

10 CFR 30.3 requires that except for persons exempt as provided in this part, and Part 150 of this chapter, no person shall manufacture, produce, transfer, receive, acquire, own, possess, or use byproduct material except as authorized in a specific or general license issued pursuant to the regulations in this chapter.

10 CFR 30.36 requires that no less than 30 days before the expiration date specified in a specific license, the licensee shall either:
(1) submit an application for license renewal under 10 CFR 30.37; or
(2) notify the Commission in writing, under 10 CFR 30.6, if the licensee decides not to renew the license.

If a licensee does not submit an application for license renewal under 10 CFR 30.37, the licensee shall, on or before the expiration date specified in the license: (1) terminate use of byproduct material; (2) remove radioactive contamination to the extent practicable; (3) properly dispose of byproduct material; (4) submit a completed NRC Form 314; and (5) submit a radiation survey report.

Contrary to the above, License No. 45-24950-01 expired on November 30, 1992, and no application for renewal, notice of non-renewal, or other transfer, disposal, or survey records has been received by the NRC.

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

Pursuant to the provisions of 10 CFR 2.201, the City of Charlottesville, is hereby required to submit a written statement or explanation to the Regional Administrator, Region II with a copy to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, within 30 days of the date of the letter transmitting this Notice of Violation. This reply should be clearly marked as a "Reply to a Notice of Violation" and should include: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order or demand for information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Dated at Atlanta, Georgia
this 18th day of December, 1992

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PDR ADOCK 03030269
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