

NOTICE OF VIOLATION

City-Wide Asphalt Company, Inc.

License No. 24-15670-02

As a result of the inspection conducted on November 14 through 21, 1985, and in accordance with the "General Policy and Procedures for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1985), the following violation was identified:

10 CFR 30.34(c) requires that each licensee confine his possession and use of byproduct materials to the location and purpose authorized by the license. Condition 9 of the license limits the authorized use of the byproduct material to storage only. Condition 12 requires that security of the stored gauges be maintained by Harold L. Moody.

Contrary to the above, licensee representatives had transported a Troxler 2401 moisture density gauge off the licensee's facility in early October 1985 and returned with it to the facility on November 14, 1985. On the day of the inspection, November 14, 1985, Mr. Harold Moody was unaware of the location of the Troxler moisture density gauge and of a Troxler asphalt content gauge.

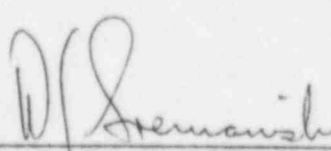
This is a Severity Level IV violation (Supplement VI)

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 violation:

(1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further violations; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

Dated

10/4/85


D. J. Sreniawski, Chief
Nuclear Materials Safety
Section 2

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