

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Lehigh Cement Company 121 North First Street, P.O. Box 97 Mitchell, IN 47446		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region III 2443 Warrenville Road Suite 210 Lisle, Illinois 60532-4351	
REPORT NUMBER(S) 2008-001			

3. DOCKET NUMBER(S) 030-34344	4. LICENSEE NUMBER(S) 13-26779-01	5. DATE(S) OF INSPECTION 11/4/08
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LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, NUREG-1600, to exercise discretion, were satisfied.

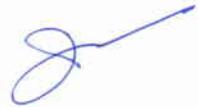
_____ Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):

- 4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.
(Violations and Corrective Actions)

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE			
NRC INSPECTOR	Samuel J. Mulay		11/4/08



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3. DOCKET NUMBER(S) 030-34344	4. LICENSE NUMBER(S) 13-26779-01	5. DATE(S) OF INSPECTION November 04, 2008
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6. INSPECTION PROCEDURES USED 87124	7. INSPECTION FOCUS AREAS 03.01-03.07
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SUPPLEMENTAL INSPECTION INFORMATION

1. PROGRAM 3120	2. PRIORITY K5	3. LICENSEE CONTACT Cody Hall, RSO	4. TELEPHONE NUMBER 812-849-2191
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<input checked="" type="checkbox"/> Main Office Inspection	Next Inspection Date: November 2013
<input type="checkbox"/> Field Office	
<input type="checkbox"/> Temporary Job Site Inspection	

PROGRAM SCOPE

The licensee possesses 15 fixed gauges containing byproduct material in amounts and types as authorized and used for flow and level measurements of coal, limestone, and gypsum on conveyors and vessels used in the production of cement. The licensee produces approximately 750,000 tons of powdered cement annually. Approximately 10 authorized users are responsible for gauge maintenance and oversight during normal operations.

Performance Observations

The inspector randomly observed approximately 10 devices at various locations throughout the physical plant. Leak tests, inventory and shutter checks are performed each six months or at scheduled shutdowns. Records reviewed did not indicate regulatory issues. In August 2006, two online gauges were replaced by the manufacturer replacing two older devices. Related documentation pertinent to the replacement and installation were reviewed with no regulatory issues noted. Units reviewed were observed properly labeled and the overall area was posted as required. Data obtained from gauge performance is monitored in a control room. Interviews conducted with available maintenance and electrical department staff revealed an adequate understanding of proper lockout/tagout procedures as well as safety around the devices.

Independent measurements conducted revealed results as expected at surface and three feet. Security of all devices appeared to be well maintained. According to the RSO, no generally licensed devices are currently on-site.