

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: City of Midland – Michigan 333 W Ellsworth Street Midland, MI 48640-1647 REPORT NUMBER(S) 2008-001 ⁹	2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region III 2443 Warrenville Road Suite 210 Lisle, Illinois 60532-4351	
3. DOCKET NUMBER(S) 030-17935	4. LICENSEE NUMBER(S) 21-20078-01	5. DATE(S) OF INSPECTION 01/07/2009

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	E. Kulzer		01/7 / 2009

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AND COMPLIANCE INSPECTION**

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6. INSPECTION PROCEDURES USED 87124		7. INSPECTION FOCUS AREAS 02.03 thru 02.11; 02.13 thru 02.14; 02.16 thru 02.19; and 02.21	

SUPPLEMENTAL INSPECTION INFORMATION

1. PROGRAM CODE(S) 3121	2. PRIORITY 5	3. LICENSEE CONTACT Jeffrey J. Murphy	4. TELEPHONE NUMBER (989)837-3354
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Main Office Inspection Next Inspection Date: 1/2014

Field Office _____

Temporary Job Site Inspection _____

PROGRAM SCOPE

Portable Gauge Programs

Program Scope

The licensee is a small department within the city of Midland, Michigan that employs 10 individuals. The licensee possesses two Troxler 3400 moisture density gauges, for use daily/weekly during the construction season (May-November) for soils engineering projects. The licensee does not perform any service or maintenance activities on its gauges; these services are performed by the manufacturer. Currently, the licensee employs six authorized gauge users who have completed manufacturers training. The gauges are stored in a vault in the basement of the licensee's office in Midland, Michigan.

Performance Observations

At the time of this inspection, the gauges were not in use. The operator possessed required shipping papers which contained all appropriate information and were accessible in the transport vehicle. Gauge/case were locked and chained to the rear of the vehicle during transport. The authorized user demonstrated an adequate level of understanding of emergency and handling procedures during the interview. Security during transport and at the job-site was described with no problems noted. The inspector performed independent and confirmatory radiation measurements which indicated similar results as noted in the licensee's survey records.