



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
2100 RENAISSANCE BOULEVARD, SUITE 100
KING OF PRUSSIA, PENNSYLVANIA 19406-2713

December 4, 2012

Docket No. 03030308
Control No. 579437

License No. 45-24958-01

Joseph B. Penick
President
Lee Hy Paving Corporation
P.O. Box 5036
Glen Allen, VA 23058-5036

SUBJECT: LEE HY PAVING CORPORATION, LICENSE AMENDMENT, CONTROL NO.
579437

Dear Mr. Penick:

This refers to your license amendment request letter dated November 7, 2012. Enclosed with this letter is the amended license.

Please note that, in addition to changing the radiation safety officer, the following changes are incorporated into the current amendment of your license:

1. Item 7, "Chemical and/or physical form," was changed to reflect the manufacturer and model numbers of authorized sealed sources.
2. Item 8, "Maximum amount that licensee may possess at any one time under this license," was changed to reflect current NRC Policy.
3. License Condition 13B, regarding sealed source leak test requirement was changed to reflect current NRC Policy.
4. License Condition 18 of your previous license (Amendment 7) was removed as it did not apply to the devices authorized for possession.
5. License Condition 19 part C and D of your previous license were removed in accordance with NRC Policy.

Please review the enclosed document carefully and be sure that you understand and fully implement all the conditions incorporated into the amended license. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region I Office, Licensing Assistance Team, (610) 337-5239, so that we can provide appropriate corrections and answers.

An environmental assessment for this action is not required, since this action is categorically excluded under 10 CFR 51.22(c)(14).

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Med, Ind, & Academic Uses**; then **Licensee Toolkits, see our toolkit index page**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 8:00 a.m. to 5:30 p.m.

J. Penick

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EST, Monday through Friday (except Federal holidays).

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

Thank you for your cooperation.

Sincerely,

Original signed by Scott Wilson

Scott Wilson
Health Physicist
Materials Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosure:
Amendment No. 08

cc:
Mark Condrey, Radiation Safety Officer

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