

APPENDIX

NOTICE OF VIOLATION

City of Great Falls - Montana
Public Works Department
Great Falls, Montana

Docket: 030-08794/89-01
License: 15247-01

During an NRC inspection conducted on September 28, 1989, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1989) (Enforcement Policy), the violation is listed below:

License Condition 16 requires that licensed material be transported in accordance with the provisions of 10 CFR 71.5. 10 CFR 71.5(a) requires, in part, that transportation of licensed material be made in accordance with the applicable requirements of the Department of Transportation in 49 CFR 170-189.

49 CFR 173.448(a) requires that each shipment of radioactive materials be braced in order to prevent shifting during normal transportation.

Contrary to the above, as of September 28, 1989, packages containing radioactive materials transported in licensee vehicles were not so braced to prevent shifting.

This is a repeat violation.

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

Pursuant to the provisions of 10 CFR 2.201, City of Great Falls - Montana, Public Works Department, is hereby required to submit to this office, within 30 days of the date of the letter transmitting this Notice, a written statement or explanation in reply, including for each violation: (1) the reason for the violation if admitted, (2) the corrective steps which have been taken and the results achieved, (3) the corrective steps which will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending the response time.

Dated at Arlington, Texas,
this 9th day of November 1989

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