

APPENDIX A

NOTICE OF VIOLATION

BP America  
L-Bar Mill

Docket No. 40-8904  
License No. SUA-1472

During an NRC inspection conducted on September 20, 1989, one violation from your approved reclamation plan was noted. The violation involves the riprap and bedding required for erosion protection on the reclaimed disposal facility. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1988), the violation is listed below:

1. License Condition No. 33 of Source Material License SUA-1472 requires the licensee to reclaim the disposal area in accordance with their submittals dated February 27, 1989 and April 20, 1989. Riprap and bedding are to be placed at all locations and depths indicated in calculations 84-103.H1C, 84-103.H2C, 84-103.H6, 84-103.C82, and figures 4-5, 4-7 and 4-8 and page 4-13 of the February 27, 1989 submittal, and calculation 84-103.H3, Revision 2, dated April 20, 1989. The required gradations are given in Table 5-1 of the February 27, 1989 submittal.

Contrary to these requirements; (1) several areas designed to be riprapped were observed to have either no riprap or the riprap layer thickness was less than specified, (2) in areas with no riprap, it was observed that a bedding layer had not been placed over the bare soil, and (3) several areas were observed where riprap is much larger than specified and segregation had occurred during placement.

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

Pursuant to the provisions of 10 CFR 2.201, BP America is hereby requested to submit to this office, within 30 days of the date of this Notice of Violation, a written statement or explanation in reply, including: (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 violation; 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 Denver, Colorado  
this 16<sup>th</sup> day of October 1989.



Ramon E. Hall  
Director

8910250323 891016  
PDR ALJCK 04008904  
C PNU