

NOTICE OF VIOLATION

University of Dayton
Dayton, Ohio

Docket No. 030-18666
License No. 34-07958-05

As a result of the inspection conducted on January 30, 1990, and in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, (1989) (Enforcement Policy) the following violations were identified:

License Condition 23 states that this license is based on the licensee's statements and representations contained in certain referenced applications and letters.

1. Item No. 10.2 of the referenced application dated March 28, 1985, states that portable instruments will be calibrated semi-annually or after repair.

Contrary to the above, the licensee failed to calibrate portable survey instruments semi-annually. Specifically, during 1988 and 1989, portable survey instruments were calibrated annually.

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

This is a repeat violation.

2. Item No. 11.2 of the referenced application dated March 28, 1985, states disposal records are maintained listing date, isotope, quantity or activity, chemical or physical form, and location of disposal.

Contrary to the above, the licensee has not maintained records of radioactive material in or disposed from the long-lived isotope storage area.

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

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date of this Notice a written statement or explanation in reply, including for each violation: (1) the corrective steps that have been taken and the results achieved; (2) the corrective steps that will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

March 14, 1990
Dated

George M. McCann
G. M. McCann, Chief
Nuclear Materials Safety
Section 1

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