

JUN 26 1991

Docket Nos. 030-00765
030-06947
030-11002

License Nos. 20-01958-05
20-01958-06
20-01958-07

Brandeis University
ATTN: Robert Sekuler, Provost
Dean of Faculty
415 South Street
Waltham, Massachusetts 02254

Gentlemen:

Subject: Routine Inspection No. 91-001

On May 13 and 14, 1991, Betsy Ullrich and Keith Brown of this office conducted a routine safety inspection at the above address of activities authorized by the above listed NRC licenses. The inspection was an examination of your licensed activities as they relate to radiation safety and to compliance with the Commission's regulations and the license conditions. The inspection consisted of observations by the inspector, interviews with personnel, and a selective examination of representative records. In addition, our inspection examined the activities covered in your letter dated January 16, 1991. The findings of the inspection were discussed with yourself at the conclusion of the inspection.

Based on the results of this inspection, it appears that your activities were not conducted in full compliance with NRC requirements. A Notice of Violation is enclosed as Appendix A and categorizes each violation by severity level in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (Enforcement Policy). You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and your reply will be placed in the Public Document Room.

The responses directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

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Item A described in the attached Notice of Violation involving the storage and control of licensed material is classified as a Severity Level IV violation. As indicated in Supplement IV of the NRC Enforcement Policy, significant violations of this type are normally classified as Severity Level III. However, after careful consideration of the factors involved in this specific instance, it is felt this incident posed a minimal health and safety problem. We have exercised our judgment under the NRC Enforcement Policy and have classified this violation as Severity Level IV. Similar violations of this type in the future may result in additional enforcement action.

Item B described in the attached Notice of Violation refers to the University's policy regarding storage and use of food and beverages in the vicinity of areas where radioactive materials are being used. You should define "in the vicinity" as part of your next renewal. Food and beverages should not be used or stored in any rooms in which unsealed radioactive material is used or stored.

Your cooperation with us is appreciated.

Sincerely,

Original Signed By:

John D. Kinneman

John D. Kinneman, Chief
Nuclear Materials Safety Section B
Division of Radiation Safety
and Safeguards

Enclosure:

Appendix A, Notice of Violation

cc:

Public Document Room (PDR)
Nuclear Safety Information Center (NSIC)
Commonwealth of Massachusetts
Robin Bell, Radiation Safety Officer

bcc:

Region I Docket Room (w/concurrences)
Management Assistant, DRMA

RI:DRSS
Ullrich/bj

06/24/91

RI:DRSS
Kinneman

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