

August 11, 2006

Ms. Nancy Wittenberg
Assistant Commissioner
New Jersey Department
of Environmental Protection
Environmental Regulation
PO Box 423
Trenton, NJ 08625-0423

SUBJECT: RESPONSE TO JUNE 21, 2006, LETTER REGARDING SHIELDALLOY
METALLURGICAL CORPORATION

Dear Assistant Commissioner Wittenberg:

I am writing in response to your letter of June 21, 2006, to Jack Strosnider, Director, Office of Nuclear Material Safety and Safeguards, in which you raised questions regarding implementation of the License Termination Rule (LTR) at the Shieldalloy site in Newfield, New Jersey. In addition, you questioned the State of New Jersey's role in restricted use decommissioning and implementing a Long Term Control license, should New Jersey become an Agreement State.

The questions regarding implementation of the LTR are similar to questions that the U.S. Nuclear Regulatory Commission (NRC) staff received from the New Jersey Department of Environmental Protection (NJDEP) during the public comment period on its guidance document, "Draft NUREG-1757, Supplement 1, Updates to Implement the License Termination Rule Analysis." The staff is currently considering the public comments and expects to finalize responses to them in late August 2006. To ensure a uniform and consistent response to questions common to your June 21, 2006, letter and the NJDEP public comments on Draft NUREG-1757, the staff will respond to those questions in parallel. For those questions not previously raised during the public comment period for Draft NUREG-1757, a separate response will be provided to NJDEP in late August, 2006.

N. Wittenberg

If you have any questions regarding this letter, please contact Mr. Ken Kalman, the NRC Project Manager for the Shieldalloy site. He can be reached by telephone at 301-415-6664 or email klk@nrc.gov.

Sincerely,

/RA by C. Craig for/

Keith I. McConnell, Deputy Director
Decommissioning Directorate
Division of Waste Management
and Environmental Protection
Office of Nuclear Material Safety
and Safeguards

Docket No.: 04007102
License No.: SMB-743

cc:

David Smith, SMC
Eric Jackson, President
Jill Lipoti, Ph.D., NJ DEP
Donna Gaffigan, NJ DEP
Trevor Anderson, US EPA
Lorette Williams, Newfield Resident
Trevor Anderson, US EPA
Terry Ragone, Newfield Resident
Rick Westergaard, Newfield Mayor

N. Wittenberg

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Rick Westergaard, Newfield Mayor

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