

December 1, 2004

Dr. Jill Lipoti, Ph.D., Assistant Director  
Radiation Protection Programs  
New Jersey Department of  
Environmental Protection  
CN-415  
Trenton, NJ 08625-0028

SUBJECT: U.S. NUCLEAR REGULATORY COMMISSION (NRC) STAFF RESPONSE TO  
NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION LETTER  
DATED SEPTEMBER 17, 2004, REGARDING THE SHIELDALLOY  
METALLURGICAL (SMC) SITE IN NEWFIELD, NEW JERSEY.

Dear Dr. Lipoti:

I am responding to your September 17, 2004, letter to Samuel J. Collins, Regional Administrator of the U.S. Nuclear Regulatory Commission (NRC) Region I office regarding the Shieldalloy Metallurgical Corporation (SMC) site in Newfield, New Jersey. As noted in a recent telephone conversation between George Pangburn of Region I and you, this response has been transferred here to the Division of Waste Management and Environmental Protection in the Rockville Office because of our oversight role for the SMC site. In the future, any questions regarding this site should be sent to this office to facilitate a more timely response to your inquiry.

Your letter noted concerns with the timeliness of SMC's notice of its Site Specific Advisory Board (SSAB) meetings, and requested that NRC contact SMC and remind SMC of the NRC guidance regarding meeting notices for SSABs.

Pursuant to your request and in support of NRC's goal to ensure openness, on October 14, 2004, Mr. Ken Kalman, the NRC Project Manager for the SMC site spoke with David Smith, the Radiation Safety Officer at the SMC site regarding your concerns. Mr. Kalman discussed the guidance for "Obtaining Public Advice on Institutional Controls" provided in Section 17.8 of Volume 1, Revision 1 of NUREG 1757, "Consolidated Nuclear Material Safety and Safeguards Decommissioning Guidance." He noted the guidance for holding open public SSAB meetings and suggested that SSAB meetings be noticed two weeks in advance of their occurrence. He also discussed the information in the NRC contractor report entitled "Best Practices for Effective Public Involvement in Restricted-Use Decommissioning of NRC-Licensed Facilities." Mr. David Smith agreed to provide more timely notice of SSAB meetings in the future.

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We trust that this letter responds to your concern. Please contact Mr. Kalman of my staff if you have any further questions on this matter. He can be reached by telephone at 301-415-6664 or by email at [klk@nrc.gov](mailto:klk@nrc.gov).

Sincerely,

**/RA/**

Daniel M. Gillen, Acting Director  
Division of Waste Management  
and Environmental Protection  
Office of Nuclear Material Safety  
and Safeguards

cc: David Smith  
Shieldalloy Metallurgical Corporation Distribution List

J. Lipoti

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Sincerely,

**/RA/**

Daniel M. Gillen, Acting Director  
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and Environmental Protection  
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cc: David Smith  
Shieldalloy Metallurgical Corporation Distribution List

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**ML043010059**

\*See previous concurrence

<b>OFC</b>	DWMEP*		DWMEP*		RI*		OGC*		DWMEP:D(A)	
<b>NAME</b>	KKalman		KGruss		GPangburn		BSmith		DGillen	
<b>DATE</b>	11/17/04		11/24/04		11/29/04		11/24/04		12/1/04	

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