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State of New Jersey

Richard J. Cody
Acting Governor

Department of Environmental Protection '04 DEC -2 A9 :21

Bradley Campbell
Commissioner

Division of Environmental Safety and Health
Radiation Protection and Release Prevention Elements

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November 29, 2004

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Kathy Dolce Modes, Health Physicist
Division of Nuclear Material Safety, Region I
U.S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, PA 19406-1415

29-23308-01
03020885

Dear Ms. Modes:

The New Jersey Department of Environmental Protection's (NJDEP) Bureau of Environmental Radiation (BER) reviewed the November 9, 2004 DRAFT document: (Docket No. 030-20885) *Environmental Assessment Related to an Amendment of the U.S. Nuclear Regulatory Commission Materials License No. 29-23308-01, Issued to Genzyme Biosurgery (formerly Biomatrix, Inc.)*

The results of the fixed and removable contamination surveys indicate levels at or near background which comply with the Department's remediation criteria of 15 mrem/y (N.J.A.C. 7:28-12.8(a)).

The BER agrees with the Nuclear Regulatory Commission's Environmental Assessment conclusion that a Finding of No Significant Impact (FONSI) is appropriate for the proposed action to release the building at 65 Railroad Ave., Ridgefield, New Jersey for unrestricted use and to terminate the license.

Thank you for giving us the opportunity to comment on this Environmental Assessment. Please contact Ed Truskowski at (609) 984-5542, if you have any questions.

Sincerely,

Patricia Gardner

Chief, Bureau of Environmental Radiation

cc. W. Csaszar, NJDEP, BER, Radioactive Material Section