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Formerly Utilized Sites Remedial Action Program (FUSRAP)

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# ADMINISTRATIVE RECORD

for Maywood, New Jersey

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U.S. Department of Energy



State of New Jersey

Department of Environmental Protection

JUL 5 3 00 PM '95

Christine Todd Whitman  
Governor

Robert C. Shinn, Jr.  
Commissioner

Mrs. Sue Portanova  
17 Lucas Lane  
Wayne, New Jersey 07470

JUN 28 1995

Dear Mrs. Portanova:

Re: United States Department of Energy  
Wayne Interim Storage Site  
Wayne Township, Passaic County

Please be advised that I am in receipt of your June 9, 1995 letter to Governor Whitman and I have been asked to respond to your concerns.

Let me begin by reaffirming that the State of New Jersey maintains its position that the removal of low level radioactive wastes associated with the Wayne Interim Storage Site (WISS) is the preferred cleanup strategy in order to provide protection of the citizens of Wayne and their environment. Furthermore, as you know, the New Jersey Department of Environmental Protection (NJDEP) is mandated to ensure that all environmental cleanups conform to statutory requirements for the remediation of contaminated sites within the State of New Jersey. The statute in question, N.J.S.A 58:10B et. seq. (commonly referred to as S-1070) is premised upon health based criteria, specifically, a risk of one additional incident of cancer in a population of one million. Requiring a health or risk based cleanup is fundamental to the NJDEP approach.

With regard to future land use of the WISS, it is my understanding that in his October 3, 1994 correspondence to Congressman Herb Klein, Mr. Thomas P. Grumbly, Assistant Secretary for Environmental Management, United States Department of Energy, committed to "...conduct the cleanup activities so that it (WISS) can be used in the future. The cleanup will allow the land to be used for residential purposes as long as the Building Code for New Jersey and its localities is met governing foundation materials, stability and strength."

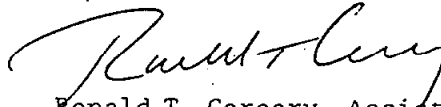
In relation to the closure of this site, the WISS is a federal Superfund site being remediated by the United States Department of Energy (USDOE) under the direction of the United States Environmental Protection Agency (USEPA). As this cleanup depends upon the allocation of federal funds, the schedule for the completion of this remediation depends upon monies allocated yearly by Congress. Both the USDOE and the USEPA have been unable to provide the NJDEP a specific schedule for the final remediation of the WISS due to the uncertainty associated with allocation of funding by the Congress.

Finally, the issue of mixed wastes within the soil pile has been analyzed by the NJDEP and would be addressed during pile disposal. Envirocare, the receiving facility for the low level radioactive wastes and/or mixed wastes, is licensed

to accept such materials. Consequently, disposal of these materials should not present a problem.

Thank you for your interest and concern. With your help, the NJDEP looks forward to the successful remediation of the Wayne Interim Storage Site. If you have any additional questions with regard to this matter please feel free to contact Nicholas Marton of my staff at (609) 633 - 1455.

Sincerely,



Ronald T. Corcory, Assistant Director  
Responsible Party Cleanup Element

c: Nicholas Marton, MPH, BFCM  
Angela Carpenter, USEPA  
John Japp, USDOE

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