



Department of
Environmental
Conservation

Backfill and Soil Cover Material

April 19, 2016

Imported Material Must be Pre-Approved by DEC

Must be soil or other Part 360 **unregulated** material

Request to Import Soil / Fill Form

- Based on DER-10 requirements
- Available from DER Project Manager
 - (Technical Information page)



Beneficial Use Determinations (BUDs)

DER is now authorized to grant BUDs for on-site elements of remedial projects

- Backfill & soil covers
- Must meet chemical & functional criteria of RAWP
- Analysis per DER-10 + additional as appropriate
- All treatment & processing must be complete before receipt
- Must be reported in FER and Annual Reports
 - Annual reports due February 28 each year



Generic BUD (Part 360)

“**Recognizable** uncontaminated concrete, **asphalt**, brick, **glass**, soil and rock...placed in service as a substitute for conventional aggregate”

Not all generic BUD material is acceptable for Brownfield sites

- Still requires testing for chemical compliance
- Recycled brick and concrete with <10% passing #80 sieve acceptable without testing, **but it cannot contain asphalt**

Thank You

- George Heitzman
- Director, Remedial Bureau C
- 625 Broadway
Albany, NY 12233-7014
- george.heizman@dec.ny.gov
- 518-402-9662

Connect with us:

Facebook: www.facebook.com/NYSDEC

Twitter: twitter.com/NYSDEC

Flickr: www.flickr.com/photos/nysdec

