

Beneficial Use Determination Petition – Navigational Dredged Material

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DATE RECEIVED			
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PROJECT NUMBER			
STAFF INITIALS			
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6 NYCRR Part 360.12(c) addresses various pre-determined materials which, when used in the manner noted in that subdivision, are not considered solid wastes (for the purposes of Parts 360- 369). These include 6 NYCRR Part 360.12(c)(1)(iv) for navigational dredged material that meets conditions in that subparagraph. For NDM not meeting these conditions, generators or potential users may petition the Department for a case-specific beneficial use determination (BUD) pursuant to Subdivision 360.12(e). This form has been developed to assist applicants in obtaining a case-specific BUD for NDM in upland uses including but not limited to structural or grade adjustment fill, cover, topsoil, or aggregate.

Note: This form is intended to address the requirements of 6 NYCRR 360.12(e) only and does not cover other federal, state, or local approvals that may be necessary for upland use of NDM. *This form does not address NDM that is excluded from solid waste regulation through management under permits specified in 360.2(a)(3)(xi).*

Petitioner Information
Full Name:

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Last
First
M.I.
Affiliation:

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Company
Title
Primary Address:

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Street Address
City/Town

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County
Zip Code
Primary Phone: () _____ **Primary Email:** _____

Navigational Dredged Material Source Information
Source Location

Name and Location of Water Body and dredging site; attach map

Source and Sediment Description

(type of water body; depth of sediment; purpose of dredging; physical characteristics of material; etc. – attach sheets as necessary)

Will NDM be processed on the site of dredging or same ownership/control? Yes No
(NOTE: if No, Facility Authorization may be required pursuant to 6 NYCRR Part 361-9)

Material Management Practices Description (360.12(e)(2)(v))

Storage methods and quantities; inventory methods; run-on and run-off controls, etc. Attach sheets as necessary.

Product and Use Information

Type of Use Fill Aggregate Topsoil

Other- Specify:

Marketing
Check applicable items and attach any supporting documents.

Material will be used at a specific site – Location: _____

Material will be sold or distributed to the public

Material meets the following industry or government standard or specification for the intended use:

A letter of intent to purchase NDM product or letter of acceptance at the receiving site is ATTACHED

Certification

NOTICE: Pursuant to ECL Section 3-0301(2)(Q): False statements made on this application are punishable pursuant to Section 210.45 of the New York State Penal Code.

Signature

Title

Date

Send this completed form and any supporting attachments to the **Materials Management Supervisor** in your DEC Region (for help, see <http://www.dec.ny.gov/about/50230.html>), with a copy to:

Kathleen Prather, P.E.
Bureau of Permitting and Planning
Division of Materials Management
NYSDEC
625 Broadway, 9th Floor
Albany, NY 12233-7260

Please contact Ms. Prather (518) 402-8678 or benuse@dec.ny.gov if you have any questions about petitioning for a case-specific BUD.