
### What is the material? | Am I required to sample it? | Lab Results Meet These Criteria | Where can I use it? | Regulatory References
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Excavated or demolition material description | Sampling Required?\(^a\) | Lab Results Meet These Criteria | Highway Rights-of-Way | Farm, Cropland | Farm, Other | Residential Development | Under Pavement\(^d\) | Regulatory References
Undisturbed native soil or sand and rock (except in NYC) | No | N/A | Yes | Yes | Yes | Yes | Yes | 1, 4
Soil, Sand and Rock from Suspect location | Yes | General Fill | Yes | No | Yes | Yes | Yes | 2, 3, 4
Soil, Sand and Rock from Suspect location | Yes | Restricted-Use Fill (RUF) | Yes | No | No | No | Yes | 2, 3, 4
Soil, Sand and Rock from Suspect location | Yes | Limited-Use Fill (LUF) | No | No | No | No | Yes | 2, 3, 4
Mixed "RU-CARBS" \(^b\) | No | N/A | Yes, no volume limit | No | Yes, up to 5000 CY | Yes, up to 5000 CY | Yes, up to 5000 CY | 5, 6
Mixed "RU-CARB" - only incidental soil (except in NYC Watershed, Nassau or Suffolk Counties) | No | N/A | Yes | No | Yes | Yes | Yes | 7
Mixed soil and unrecognizable excavated material (concrete, asphalt, ash, slag, etc.) | Yes | RUF | Yes | No | No | No | No | 2, 3, 4
Mixed soil and unrecognizable excavated material (concrete, asphalt, ash, slag, etc.) | Yes | LUF | No | No | No | No | Yes | 2, 3, 4
Asphalt millings | No | N/A | Yes | No | No, except as pavement\(^c\) | No, except as pavement\(^c\) | Yes | 8

\(^a\) Sampling and laboratory analysis according to 6 NYCRR 360.13(e).

\(^b\) "Recognizable, uncontaminated concrete and concrete products, asphalt pavement, rock, brick and soil"

\(^c\) A three- to six-inch layer of millings can be placed and compacted as a light-duty pavement over a prepared subgrade.

\(^d\) Materials allowed "under pavement" can be used in any land-use setting under pavement or foundation and above the seasonal high water table.

### Regulatory References
1. 6 NYCRR 360.12(c)(1)(ii)
2. 6 NYCRR 360.13(d) and (e)
3. 6 NYCRR 360.13(f)
4. February 12, 2021 Enforcement Discretion Letter (EDL), Subheading IV
5. 6 NYCRR 363-2.1(h)
6. 6 NYCRR 363-2.1(i)
7. Feb.12, 2021 EDL, Subheading VI
8. 6 NYCRR 360.12(c)(3)(ix)