



New York State Department of Environmental Conservation
Division of Materials Management

USE OF PREDETERMINED BENEFICIAL USE DETERMINATION
Pursuant to 6 NYCRR 360.12(c)

COMPANY NAME:	
COMPANY ADDRESS:	
LOCATION/ADDRESS OF SITE OF REUSE:	
<p>This material is being used in compliance with the pre-determined beneficial use determination described at 6 NYCRR 360.12(c)(2)(iv) and the January 25, 2019 NYSDEC Enforcement Discretion Letter (EDL) Paragraph VII: <i>"The following cease to be waste when received at the location of use as described in this paragraph...(iv) waste tires required to secure tarpaulins in common weather protection practices such as agricultural storage covers and salt pile protection, provided the number of passenger tire equivalents used does not exceed 0.25 passenger tire equivalents per square foot of cover or bunker area, and whole tires are cut in half or have sufficient number of holes drilled in them to prevent retention of water."</i> (NOTE January 25, 2019 EDL allows whole tires in this use.)</p> <p>Transportation of this material requires a Part 364 Waste Transporter permit when quantities exceed one ton per vehicle per shipment, or unless transported by a farm vehicle for use on a farm. One ton equals approximately 100 passenger, 55 truck, or 14 large truck tires.</p>	
CONTACT NAME:	TITLE:
COMPANY NAME:	
PHONE:	EMAIL:
SIGNATURE:	DATE:

With any questions, please contact (518) 402-8678 or benuse@dec.ny.gov.