



New York State Department of Environmental Conservation
Division of Materials Management

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

To Whom It May Concern:

This material is being used in compliance with the pre-determined beneficial use determination described at 6 NYCRR 360.12(c)(3)(vi):

*“The following cease to be waste when the material meets the requirements for the intended use identified in this paragraph...(vi) **flue gas desulfurization or other gas-scrubbing byproducts when used to replace manufactured gypsum or manufactured calcium chloride, except for land application.**”*

Transportation of this material **does not** require a Part 364 Waste Transporter permit or registration.

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