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)(ix):

"The following cease to be waste when the material meets the requirements for the intended use identified in this paragraph... (ix) clay, till, or rock excavated as part of navigational dredging, which is separated from overlying navigational dredged material and used as fill or aggregate."

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.