

**Anaerobic Digester Facilities Feasibility Study: Town of Riverhead**

**Appendix**

**Appendix 1- NYS List of Designated Food Scrap Generators (Suffolk County)**

New York State Department of Environmental Conservation  
Division of Materials Management

## 2023 LIST OF DESIGNATED FOOD SCRAP GENERATORS

### Food Donation and Food Scraps Recycling Law

The Environmental Conservation Law Section 27-2211(1) requires the Department to publish a list of designated food scrap generators (DFSG), businesses and institutions that generate 2 tons or more of food scraps per week, that are required to comply with the law. A detailed description of the methodology used by DEC to populate this list can be found [here](https://www.dec.ny.gov/chemical/114499.html):

This list specifies which DFSGs need to comply with the donation requirements or both the donation and recycling requirements under the law from January 1, 2023 – December 31, 2023. The list is organized into the following sectors:

- Colleges and Universities
- Correctional Facilities and Jails
- Grocery & Specialty Food
- Hospitality
- Full Service Restaurants
- Supercenters
- Other Generators
  - Amusement & Theme Parks
  - Casinos & Racetracks
  - Malls
  - Military Bases
  - Sporting Venues
  - Wholesale & Distribution
- Entities Removed

Note: For access to the DFSG list in excel format, sorted by sector and county, please email [FoodScrapsLaw@dec.ny.gov](mailto:FoodScrapsLaw@dec.ny.gov).

**2023 List of Designated Food Scraps Generators**  
**Grocery & Specialty Food**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X			DFSG - 0333	Stop & Shop	291 W Main St	Smithtown	NY	11787	Suffolk	1
X			DFSG - 0335	Stop & Shop	1100 E Jericho Tpke	Huntington	NY	11743	Suffolk	1
X			DFSG - 0340	Stop & Shop	365 Route 109	West Babylon	NY	11704	Suffolk	1
X			DFSG - 0348	Stop & Shop	191 N Main St	Sayville	NY	11782	Suffolk	1
X			DFSG - 0350	Stop & Shop	2350 N Ocean Ave	Farmingville	NY	11738	Suffolk	1
X			DFSG - 0352	Stop & Shop	2650 Sunrise Hwy Unit 1	East Islip	NY	11730	Suffolk	1
X			DFSG - 0353	Stop & Shop	294 Middle Country Rd	Coram	NY	11727	Suffolk	1
X			DFSG - 0354	Stop & Shop	3126 Jericho Tpke	East Northport	NY	11731	Suffolk	1
X			DFSG - 0355	Stop & Shop	351 Merrick Rd Unit B	Amityville	NY	11701	Suffolk	1
X			DFSG - 0356	Stop & Shop	421 Commack Rd	Deer Park	NY	11729	Suffolk	1
X			DFSG - 0357	Stop & Shop	425 Portion Rd	Lake Ronkonkoma	NY	11779	Suffolk	1
X			DFSG - 0358	Stop & Shop	454 Fort Salonga Rd	Northport	NY	11768	Suffolk	1
X			DFSG - 0361	Stop & Shop	5701 Sunrise Hwy	Holbrook	NY	11741	Suffolk	1
X			DFSG - 0367	Stop & Shop	194 W Montauk Hwy	Hampton Bays	NY	11946	Suffolk	1
X			DFSG - 0369	Stop & Shop	999 Montauk Hwy	Shirley	NY	11967	Suffolk	1
X			DFSG - 0468	Uncle Giuseppes Marketplace	95 Route 111	Smithtown	NY	11787	Suffolk	1
X			DFSG - 1352*	Stop & Shop	260 Pond Path	Centerreach	NY	11720-2006	Suffolk	1
X			DFSG - 1353*	Stop & Shop	67 Newtown Ln	East Hampton	NY	11937-2402	Suffolk	1
X			DFSG - 1358*	Stop & Shop	60 Wall St	Huntington	NY	11743-2065	Suffolk	1
X			DFSG - 1361*	Stop & Shop	385 Route 25A	Miller Place	NY	11764-2525	Suffolk	1
X			DFSG - 1367*	Stop & Shop	167 Main St	Southampton	NY	11968-4823	Suffolk	1
X			DFSG - 1381*	King Kullen	102 Motor Pkwy Ste 410	Hauppauge	NY	11788-5178	Suffolk	1
X			DFSG - 1414*	King Kullen	29 Montauk Hwy	Blue Point	NY	11715-1111	Suffolk	1
X			DFSG - 1415*	King Kullen	25 Eastport Manor Rd	Eastport	NY	11941-1410	Suffolk	1
X			DFSG - 0295	ShopRite	1955 State Route 52	Liberty	NY	12754	Sullivan	3
X			DFSG - 0307	ShopRite	46 Thompson Sq	Morristown	NY	12701	Sullivan	3
X			DFSG - 1460*	Price Rite Kosher Supermarket, Inc.	3 Maple Ave S	Woodridge	NY	12788-5611	Sullivan	3
X			DFSG - 0269	Price Chopper	42 W Main St Ste 1	Owego	NY	13827	Tioga	7
X			DFSG - 0484	Wegmans	500 S Meadow St	Ithaca	NY	14850	Tompkins	7
X			DFSG - 1384*	Green Star Food Co-Op	770 Cascadia St	Ithaca	NY	14850-3239	Tompkins	7
X			DFSG - 1340*	Tops Friendly Markets	2300 N. Triphammer Rd	Ithaca	NY	14880	Tompkins	7
X			DFSG - 0120	Adams Fairacre Farms	1560 Route 9W	Lake Katrine	NY	12449	Ulster	3
X			DFSG - 0122	Bread Alone Bakery	2121 Ulster Ave	Lake Katrine	NY	12449	Ulster	3
X			DFSG - 0133	Emmanuel's Market Place	3853 Main St	Stone Ridge	NY	12484	Ulster	3
X			DFSG - 0147	Hannaford Supermarket	1261 Ulster Ave	Kingston	NY	12401	Ulster	3
X			DFSG - 0159	Hannaford Supermarket	3650 US Highway 9W	Highland	NY	12528	Ulster	3
X			DFSG - 0169	Hannaford Supermarket	100 Plaza Rd	Kingston	NY	12401	Ulster	3
X			DFSG - 0173	Hannaford Supermarket	2066 State Route 32	Modena	NY	12548	Ulster	3
X			DFSG - 0234	Pine Bush Hannaford	31 Ted Dr	Pine Bush	NY	12566	Ulster	3
X			DFSG - 0261	Price Chopper	138 Ulster Ave	Saugerties	NY	12477	Ulster	3
X			DFSG - 0299	ShopRite	258 Main St	New Paltz	NY	12561	Ulster	3
X			DFSG - 0303	ShopRite	801 Miron Ln	Kingston	NY	12401	Ulster	3
X			DFSG - 0308	Shoprite	1 Shoprite Blvd	Ellenville	NY	12428	Ulster	3
X			DFSG - 0454	Tops Friendly Markets	271 Main St	New Paltz	NY	12561	Ulster	3
X			DFSG - 1391*	Hannaford Supermarket	295 Ny-375	West Hurley	NY	12491	Ulster	3
X			DFSG - 0146	Hannaford Supermarket	190 Quaker Rd	Queensbury	NY	12804	Warren	5

## 2023 List of Designated Food Scraps Generators

Grocery & Specialty Food										
Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X	X		DFSG - 1427*	Market 32	3045 Ny-50	Saratoga Springs	NY	12866	Saratoga	5
X			DFSG - 0180	Hannaford Supermarket	262 Saratoga Rd	Glenville	NY	12302	Schenectady	4
X			DFSG - 0182	Hannaford Supermarket	3333 Consaul Rd	Schenectady	NY	12304	Schenectady	4
X			DFSG - 0220	Market 32	1640 Eastern Pkwy	Schenectady	NY	12309	Schenectady	4
X			DFSG - 0227	Market 32	290 Saratoga Rd	Schenectady	NY	12302	Schenectady	4
X			DFSG - 0239	Price Chopper	1879 Altamont Ave	Schenectady	NY	12303	Schenectady	4
X			DFSG - 0270	Price Chopper	442 Balltown Rd	Schenectady	NY	12304	Schenectady	4
X			DFSG - 0321	ShopRite Niskayuna	2533 Nott St E	Niskayuna	NY	12309	Schenectady	4
X			DFSG - 1395*	Hannaford Supermarket	1400 Altamont Ave	Schenectady	NY	12303-2909	Schenectady	4
X			DFSG - 0277	Price Chopper	105 Plaza Ln	Cobleskill	NY	12043	Schoharie	4
X			DFSG - 1378*	Tops Friendly Markets	504 1/2 S Franklin St	Watkins Glen	NY	14891-1524	Schuyler	8
X			DFSG - 0243	Price Chopper	111 E Main St	Canton	NY	13617	St Lawrence	6
X	X		DFSG - 0244	Price Chopper	152 Harte Haven Plz	Massena	NY	13662	St Lawrence	6
X	X		DFSG - 0245	Price Chopper	201 Market St Ste K	Potsdam	NY	13676	St Lawrence	6
X			DFSG - 0246	Price Chopper	389 E Main St	Gouverneur	NY	13642	St Lawrence	6
X			DFSG - 0391	Tops Friendly Markets	309 W Morris St	Bath	NY	14810	Steuben	8
X			DFSG - 0489	Wegman's	1000 Ny-36	Hornell	NY	14843	Steuben	8
X			DFSG - 1370*	Wegman's	24 S Bridge St	Corning	NY	14830-2257	Steuben	8
X			DFSG - 1429*	Tops Friendly Markets	360 Puttney St	Corning	NY	14830-2153	Steuben	8
X			DFSG - 0121	Best Market	1088 Old County Rd	Riverhead	NY	11901	Suffolk	1
X			DFSG - 0127	Cherry Valley Marketplace	54 E Suffolk Ave	Central Islip	NY	11722	Suffolk	1
X			DFSG - 0186	John's Farms	601 Old County Road	Plainville	NY	11803	Suffolk	1
X			DFSG - 0189	Key Food Supermarkets	68 Indian Head Rd	Kings Park	NY	11754	Suffolk	1
X			DFSG - 0192	King Kullen	600 Wellwood Ave Ste F	Lindenhurst	NY	11757	Suffolk	1
X			DFSG - 0193	King Kullen	2044 Montauk Hwy	Bridgehampton	NY	11932	Suffolk	1
X			DFSG - 0196	King Kullen	552 Main St	Center Moriches	NY	11934	Suffolk	1
X			DFSG - 0197	King Kullen	1235 Middle Country Rd	Middle Island	NY	11953	Suffolk	1
X			DFSG - 0202	King Kullen	460 County Road 111	Manorville	NY	11949	Suffolk	1
X			DFSG - 0204	King Kullen	1170 Deer Park Ave	North Babylon	NY	11703	Suffolk	1
X			DFSG - 0206	King Kullen	405 William Floyd Pkwy	Shirley	NY	11967	Suffolk	1
X			DFSG - 0207	King Kullen	52 E Montauk Hwy	Hampton Bays	NY	11946	Suffolk	1
X			DFSG - 0208	King Kullen	6233 Route 25A	Wading River	NY	11792	Suffolk	1
X			DFSG - 0209	King Kullen	834 Sunrise Hwy	Bay Shore	NY	11706	Suffolk	1
X			DFSG - 0213	King Kullen	275 W Jericho Tpk	Huntington Station	NY	11746	Suffolk	1
X			DFSG - 0214	King Kullen	31525 Main Rd	Cutchogue	NY	11935	Suffolk	1
X			DFSG - 0215	King Kullen	472 Lake Ave	Saint James	NY	11780	Suffolk	1
X			DFSG - 0216	King Kullen	50 New York Ave Rear	Huntington	NY	11743	Suffolk	1
X			DFSG - 0292	ShopRite	1905 Sunrise Hwy	Bay Shore	NY	11706	Suffolk	1
X			DFSG - 0301	ShopRite	64 Route 109	West Babylon	NY	11704	Suffolk	1
X			DFSG - 0317	ShopRite	71 College Plz	Selden	NY	11784	Suffolk	1
X			DFSG - 0319	ShopRite Hauppauge	335 Smithtown Byp	Hauppauge	NY	11788	Suffolk	1
X			DFSG - 0323	ShopRite of Commack	1 Garet Pl	Commack	NY	11725	Suffolk	1
X			DFSG - 0327	ShopRite Patchogue	95 N Service Rd	Patchogue	NY	11772	Suffolk	1
X		X	DFSG - 0330	Stop & Shop	158 Route 25A	Setauket	NY	11733	Suffolk	1
X		X	DFSG - 0331	Stop & Shop	400 Union Blvd	West Islip	NY	11795	Suffolk	1

**2023 List of Designated Food Scraps Generators**  
**Hospitality**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X			DFSG - 0529	Candlewood Suites East Syracuse - Carrier Circle	6555 Old Collamer Rd	East Syracuse	NY	13057	Onondaga	7
X			DFSG - 0530	Comfort Inn & Suites Airport	6701 Buckley Rd	North Syracuse	NY	13212	Onondaga	7
X			DFSG - 0540	DoubleTree East Syracuse	6301 State Route 298	East Syracuse	NY	13057	Onondaga	7
X			DFSG - 0541	Embassy Suites by Hilton	6646 Old Collamer Rd	East Syracuse	NY	13057	Onondaga	7
X			DFSG - 0543	Fairfield Inn & Suites by Marriott	6580 Weightlock Dr	East Syracuse	NY	13057	Onondaga	7
X	X		DFSG - 0558	Hotel Syracuse Radisson Plaza	500 S Warren St	Syracuse	NY	13202	Onondaga	7
X			DFSG - 0585	Sheraton Syracuse University Hotel & Conference Center	801 University Ave	Syracuse	NY	13210	Onondaga	7
X			DFSG - 0586	Song Mountain Ski Resort	1 Song Mountain Rd	Tully	NY	13159	Onondaga	7
X			DFSG - 0594	The Thayer Hotel	674 Thayer Rd	West Point	NY	10996	Orange	3
X			DFSG - 1473*	All Star Village Hotel	4158 State Highway 23	Oneonta	NY	13820-2329	Otsego	4
X	X		DFSG - 0551	HNA Palisades Premier Conference Center	334 Route 9W Dalton	Palisades	NY	10964	Rockland	3
X	X		DFSG - 0584	Saratoga Performing Arts Center + The Hall of Springs	108 Avenue of the Pines	Saratoga Springs	NY	12866	Saratoga	5
X			DFSG - 1466*	Radisson Hotel - Corning	125 Denison Pkwy E	Corning	NY	14830-2704	Steuben	8
X			DFSG - 0535	Courtyard Long Island Macarthur Airport	5000 Express Dr S	Ronkonkoma	NY	11779	Suffolk	1
X			DFSG - 0537	Danford's Hotel & Marina	25 E Broadway Ste 1	Port Jefferson	NY	11777	Suffolk	1
X			DFSG - 1466*	Gurney's Montauk Resort & Seawater Spa	290 Old Montauk Hwy	Montauk	NY	11954	Suffolk	1
X			DFSG - 0549	Hilton Garden Inn Riverhead	2038 Old Country Rd	Riverhead	NY	11901	Suffolk	1
X			DFSG - 0561	Hyatt Place Long Island/East End	451 E Main St	Riverhead	NY	11901	Suffolk	1
X			DFSG - 0564	Jake's 58 Casino Hotel	3635 Express Dr North	Hauppauge	NY	11788	Suffolk	1
X			DFSG - 0574	Radisson Hotel Hauppauge	110 Motor Pkwy	Hauppauge	NY	11788	Suffolk	1
X			DFSG - 0576	Residence Inn by Marriott Long Island Hauppauge/Islandia	850 Veterans Hwy	Hauppauge	NY	11788	Suffolk	1
X			DFSG - 0596	Three Village Inn	150 Main St	Stony Brook	NY	11790	Suffolk	1
X			DFSG - 1467*	Oheka Castle	135 W Gate Dr	Huntington	NY	11743-6052	Suffolk	1
X			DFSG - 1468*	Hotel Indigo East End	1830 Route 25	Riverhead	NY	11901	Suffolk	1
X			DFSG - 0590	The Katrie Resort & Indoor Waterpark	555 Resorts World Dr	Monticello	NY	12701	Sullivan	3
X			DFSG - 0597	Villa Roma Resort	356 Villa Roma Rd	Callicoon	NY	12723	Sullivan	3
X	X		DFSG - 0593	The Statler Hotel	130 Statler Dr	Ithaca	NY	14853	Tompkins	7
X			DFSG - 0532	Courtyard by Marriott Kingston	500 Frank Sottile Blvd	Kingston	NY	12401	Ulster	3
X			DFSG - 0542	Emerson Resort & Spa	5368 Route 28	Mount Tremper	NY	12457	Ulster	3
X	X		DFSG - 0559	Hudson Valley Resort & Spa	400 Granite Road	Kerhonkson	NY	12446	Ulster	3

**2023 List of Designated Food Scraps Generators**  
**Full Service Restaurants**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X	X		DFSG - 1544*	Red Robin	3008 Route 50	Saratoga Springs	NY	12866-2903	Saratoga	5
X			DFSG - 0604	Applebee's Neighborhood Grill + Bar	3870 Veterans Memorial Hwy	Bohemia	NY	11716	Suffolk	1
X			DFSG - 0631	Captain Bill's Restaurant & Catering	122 Ocean Ave	Bay Shore	NY	11706	Suffolk	1
X			DFSG - 0633	Carrabba's Italian Grill	730 Smithtown Byp	Smithtown	NY	11787	Suffolk	1
X			DFSG - 0639	Chili's Grill & Bar	4000 Jericho Tpk Ste 8	East Northport	NY	11731	Suffolk	1
X			DFSG - 0642	Chili's Grill & Bar	280 Pond Path	South Setauket	NY	11720	Suffolk	1
X			DFSG - 0644	Chili's Grill & Bar	50 Middle Ave	Holtsville	NY	11742	Suffolk	1
X			DFSG - 0650	Chili's Grill & Bar	2020 Sunrise Hwy	Bay Shore	NY	11706	Suffolk	1
X			DFSG - 0672	East Wind Long Island	5720 Route 25A Unit A	Wading River	NY	11792	Suffolk	1
X			DFSG - 0678	Houlihan's	923 Broadhollow Rd Ste 110	Farmingdale	NY	11735	Suffolk	1
X			DFSG - 0699	Olive Garden	257 Centereach Mall	Centereach	NY	11720	Suffolk	1
X			DFSG - 0713	Outback Steakhouse	325 Main St	Holbrook	NY	11741	Suffolk	1
X			DFSG - 0725	Outback Steakhouse	216 Jericho Tpk	Commack	NY	11725	Suffolk	1
X			DFSG - 0726	Outback Steakhouse	5040 Nesconset Hwy	East Setauket	NY	11733	Suffolk	1
X			DFSG - 0727	Outback Steakhouse	612 Wellwood Ave	Lindenhurst	NY	11757	Suffolk	1
X			DFSG - 0748	Red Lobster	5010 Express Dr S	Ronkonkoma	NY	11779	Suffolk	1
X			DFSG - 0752	Red Lobster	2220 Nesconset Hwy	Stony Brook	NY	11790	Suffolk	1
X			DFSG - 0761	Ruby Tuesday's	2120 Broadhollow Rd	Farmingdale	NY	11735	Suffolk	1
X			DFSG - 0772	Texas Roadhouse	502 Commack Rd	Deer Park	NY	11729	Suffolk	1
X			DFSG - 0784	TGI Friday's	3045 Expressway Dr N	Hauppauge	NY	11788	Suffolk	1
X			DFSG - 0790	TGI Friday's	1480 Old County Rd	Riverhead	NY	11901	Suffolk	1
X			DFSG - 0791	TGI Friday's	2240 N Ocean Ave	Farmingville	NY	11738	Suffolk	1
X			DFSG - 0808	Villa Lombardis	877 Main St	Holbrook	NY	11741	Suffolk	1
X			DFSG - 0810	Watermill Caterers	711 Smithtown Byp	Smithtown	NY	11787	Suffolk	1
X	X		DFSG - 1477*	Besito Mexican Restaurant	402 New York Ave	Huntington	NY	11743-3437	Suffolk	1
X			DFSG - 1485*	Denny's	255 Centerreach Mall	Centerreach	NY	11720-2717	Suffolk	1
X			DFSG - 1490*	Cheesecake Factory	160 Walt Whitman Rd Ste 110g	Huntington Station	NY	11746-4194	Suffolk	1
X			DFSG - 1491*	Cheesecake Factory	610 Smith Haven Mall	Lake Grove	NY	11755-1249	Suffolk	1
X			DFSG - 1501*	P.F. Chang's	476 Smith Haven Mall	Lake Grove	NY	11755-1204	Suffolk	1
X			DFSG - 1521*	Red Lobster	801 Sunrise Hwy	Copiague	NY	11726-1340	Suffolk	1
X			DFSG - 1532*	RUVO	105 Wynn Ln	Port Jefferson	NY	11777-1669	Suffolk	1
X			DFSG - 1545*	Marconi Manor	333 Moffitt Blvd	Islip	NY	11751-2719	Suffolk	1
X			DFSG - 1547*	Red Lobster	1700 The Arches Cir	Deer Park	NY	11729	Suffolk	1
X			DFSG - 0616	Applebee's Neighborhood Grill + Bar	2300 N Triphammer Rd Ste 2	Ithaca	NY	14850	Tompkins	7
X	X		DFSG - 0645	Chili's Grill & Bar	608 S Meadow St	Ithaca	NY	14850	Tompkins	7

**2023 List of Designated Food Scraps Generators**

**Supercenters**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X	X		DFSG - 0887	Walmart	77 Green Acres Rd	Valley Stream	NY	11581	Nassau	1
X	X		DFSG - 0903	Walmart	1123 Jerusalem Ave	Uniondale	NY	11553	Nassau	1
X	X		DFSG - 0898	Walmart	886 Niagara Falls Blvd	North Tonawanda	NY	14120	Niagara	9
X	X		DFSG - 0902	Walmart	1540 Military Rd	Niagara Falls	NY	14304	Niagara	9
X	X		DFSG - 0869	Walmart	5815 Rome Taberg Rd Ste 1	Rome	NY	13440	Oneida	6
X	X		DFSG - 0884	Walmart	4765 Commercial Dr	New Hartford	NY	13413	Oneida	6
X	X		DFSG - 0893	Walmart	756 Horatio St Ste 11	Utica	NY	13502	Oneida	6
X	X		DFSG - 0848	Walmart	5399 W Genesee St	Camillus	NY	13031	Onondaga	7
X	X		DFSG - 0906	Walmart	6438 Basile Rowe	East Syracuse	NY	13057	Onondaga	7
X	X		DFSG - 0854	Walmart	4238 Recreation Dr	Canandaigua	NY	14424	Ontario	8
X	X		DFSG - 0890	Walmart	441 Commerce Dr	Victor	NY	14564	Ontario	8
X	X		DFSG - 0847	Walmart	470 Route 211 E	Middletown	NY	10940	Orange	3
X	X		DFSG - 0858	Walmart	288 Larkin Dr	Monroe	NY	10950	Orange	3
X	X		DFSG - 0901	Walmart	1201 Route 300	Newburgh	NY	12550	Orange	3
X	X		DFSG - 0863	Walmart	13858 State Route 31	Albion	NY	14411	Orleans	8
X			DFSG - 0866	Walmart	1818 State Route 3 Ste A	Fulton	NY	13069	Oswego	7
X			DFSG - 0880	Walmart	3018 East Ave	Central Square	NY	13036	Oswego	7
X			DFSG - 0909	Walmart	341 State Route 104	Oswego	NY	13126	Oswego	7
X	X		DFSG - 0870	Walmart	5054 State Highway 23	Oneonta	NY	13820	Otsego	4
X			DFSG - 0878	Walmart	250 Route 59 Ste 101	Suffern	NY	10901	Rockland	3
X			DFSG - 0851	Walmart	1549 Route 9	Clifton Park	NY	12065	Saratoga	5
X	X		DFSG - 0905	Walmart	16 Old Glick Rd	Saratoga Springs	NY	12866	Saratoga	5
X			DFSG - 0876	Walmart	200 Dutch Meadows Ln	Glenville	NY	12302	Schenectady	4
X			DFSG - 0891	Walmart	1320 Altamont Ave	Schenectady	NY	12303	Schenectady	4
X			DFSG - 0873	Walmart	139 Merchant Pl	Cobleskill	NY	12043	Schoharie	4
X	X		DFSG - 0885	Walmart	515 E 47th St	Watkins Glen	NY	14891	Schuyler	8
X	X		DFSG - 0862	Walmart	7494 Us Highway 11	Potsdam	NY	13676	St Lawrence	6
X	X		DFSG - 0883	Walmart	43 Stephenville St	Massena	NY	13662	St Lawrence	6
X	X		DFSG - 0860	Walmart	3217 Silverback Ln	Painted Post	NY	14870	Steuben	8
X			DFSG - 0908	Walmart	1000 State Route 36 Ste 101	Hornell	NY	14843	Steuben	8
X			DFSG - 0835	Costco Wholesale	125 Beacon Dr	Holbrook	NY	11741	Suffolk	1

**2023 List of Designated Food Scraps Generators**  
**Supercenters**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X			DFSG - 0837	Costco Wholesale	3000 Middle Country Rd	Nesconset	NY	11767	Suffolk	1
X			DFSG - 0840	Target	838 Sunrise Hwy	Bay Shore	NY	11706	Suffolk	1
X			DFSG - 0841	Target	98 Veterans Memorial Hwy	Commack	NY	11725	Suffolk	1
X			DFSG - 0875	Walmart	1890 Old Country Rd	Riverhead	NY	11901	Suffolk	1
X			DFSG - 0882	Walmart	3990 Nesconset Hwy	East Setauket	NY	11733	Suffolk	1
X			DFSG - 0886	Walmart	750 Middle Country Rd	Middle Island	NY	11953	Suffolk	1
X			DFSG - 0888	Walmart	85 Crooked Hill Rd	Commack	NY	11725	Suffolk	1
X			DFSG - 0861	Walmart	41 Anawana Lake Rd	Monticello	NY	12701	Sullivan	3
X	X		DFSG - 0849	Walmart	891 State Route 9 Ste 440	Queensbury	NY	12804	Warren	5
X	X		DFSG - 0895	Walmart	24 Quaker RDG	Queensbury	NY	12804	Warren	5
X	X		DFSG - 0855	Walmart	425 State Route 31	Macedon	NY	14502	Wayne	8
X	X		DFSG - 0838	Costco Wholesale	20 Stew Leonard Dr	Yonkers	NY	10710	Westchester	3
X	X		DFSG - 0839	Target	500 E Sandford Blvd	Mount Vernon	NY	10550	Westchester	3
X			DFSG - 0881	Walmart	3133 E Main St	Mohegan Lake	NY	10547	Westchester	3

**2023 List of Designated Food Scraps Generators**  
**Amusement & Theme Parks**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X			DFSG - 0918	SplashDown Beach	18 Old Route 9 W Rte 431 Whiteface Mountain Memorial Highway	Fishkill	NY	12524	Dutchess	3
X			DFSG - 0915	Santa's Workshop Inc		Lake Placid	NY	12946	Esex	5
X			DFSG - 0917	Six Flags Darien Lake Theme Park	9993 Allegheny Road	Corfu	NY	14036	Genesee	8
X			DFSG - 0916	Seabreeze Amusement Park	4600 Culver Rd	Rochester	NY	14622	Monroe	8
X			DFSG - 0914	New York State Fairgrounds	581 State Fair Blvd	Syracuse	NY	13209	Onondaga	7
X			DFSG - 0910	Adventureland	2245 Broadhollow Rd Rt110	Farmingdale	NY	11735	Suffolk	1
X			DFSG - 0919	Splish Splash Water Park	2549 Splish Splash Dr	Calverton	NY	11933	Suffolk	1
X			DFSG - 0913	Great Escape Theme Park L.P.	1172 State Route 9	Queensbury	NY	12804	Warren	5

**2023 List of Designated Food Scraps Generators**  
**Casinos & Racetracks**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State [ip Cod	County	DEC Region
X			DFSG - 0924	Erie County Agricultural Society (The Fairgrounds at Hamburg)	5820 S Park Ave	Hamburg	NY 14075	Erie	9
X			DFSG - 0920	Batavia Downs Gaming & Hotel	8315 Park Rd	Batavia	NY 14020	Genesee	8
X			DFSG - 0930	Vernon Downs Acquisition, LLC	4229 Stuhlman Rd	Vernon	NY 13476	Oneida	6
X			DFSG - 0925	Finger Lakes Gaming & Race Track	5857 State Route 96	Farmington	NY 14425	Ontario	8
X			DFSG - 0928	Saratoga Casino Holdings LLC	342 Jefferson St	Saratoga Springs	NY 12866	Saratoga	5
X			DFSG - 0921	Capital Region Gaming, LLC (Rivers Casino)	1 Rush St	Schenectady	NY 12305	Schenectady	4
X			DFSG - 0922	Del Lago Resort & Casino, LLC	1133 State Route 414	Waterloo	NY 13165	Seneca	8
X			DFSG - 0923	DNC Gaming Management In Suffolk LLC (Jake's 58 casino)	3635 Express Dr N	Islandia	NY 11749	Suffolk	1
X			DFSG - 0927	Resorts World Catskills	888 Resorts World Dr	Monticello	NY 12701	Sullivan	3
X			DFSG - 0929	Tioga Downs Racetrack, LLC	2384 W River Rd	Nichols	NY 13812	Tioga	7
X			DFSG - 0926	MGM Yonkers, Inc.	810 Yonkers Ave	Yonkers	NY 10704	Westchester	3

**2023 List of Designated Food Scraps Generators**  
**Malls**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X			DFSG - 0935	Colonie Center	131 Colonie Center	Albany	NY	12205	Albany	4
X			DFSG - 0936	Crossgates Mall	120 Washington Avenue EXT Ste 1	Albany	NY	12203	Albany	4
X			DFSG - 0937	Oakdale Mall	601-635 Harry L. Drive	Johnson City	NY	13790	Broome	7
X			DFSG - 0938	Chautauqua Mall	318 E Fairmount Ave Ofc 1	Lakewood	NY	14750	Chautauqua	9
X			DFSG - 0939	Southside Mall	5006 State Highway 23	Oneonta	NY	13820	Otsego	3
X			DFSG - 0940	Poughkeepsie Plaza	2600 South Rd	Poughkeepsie	NY	12601	Dutchess	3
X			DFSG - 0941	Eastern Hills Mall	4545 Transit Rd	Williamsville	NY	14221	Erie	9
X			DFSG - 0942	McKinley Mall	3701 McKinley Pkwy	Buffalo	NY	14219	Erie	9
X			DFSG - 0943	Walden Galleria	1 Walden Galleria	Buffalo	NY	14225	Erie	9
X			DFSG - 0947	Paddock Arcade	1 Public Square	Watertown	NY	13601	Jefferson	6
X			DFSG - 0948	The Mall at Greece Ridge	271 Greece Ridge Center Dr	Rochester	NY	14626	Monroe	8
X			DFSG - 0949	The Marketplace Mall	One Miracle Mile Drive	Rochester	NY	14623	Monroe	8
X			DFSG - 0950	Roosevelt Field Shopping Center	630 Old Country Rd	Garden City	NY	11530	Nassau	1
X			DFSG - 0951	Sunrise Mall	1 Sunrise Mall	Massapequa	NY	11758	Nassau	1
X			DFSG - 0953	Destiny USA	9090 Destiny Usa Dr	Syracuse	NY	13204	Onondaga	7
X			DFSG - 0955	Eastview Mall	672 Eastview Mall	Victor	NY	14564	Ontario	8
X			DFSG - 0956	Newburgh Mall	1401 Rte 300	Newburgh	NY	12550	Orange	3
X			DFSG - 0958	The Shops at Nanuet	75 W Route 59 Ste 2026	Nanuet	NY	10954	Rockland	3
X			DFSG - 0959	Clifton Park Center	22 Clifton Country Rd Ste 79	Clifton Park	NY	12065	Saratoga	5
X			DFSG - 0960	ViaPort Rotterdam	93 W Campbell Rd	Schenectady	NY	12306	Schenectady	4
X			DFSG - 0961	St. Lawrence Center	6100 Saint Lawrence Ctr	Massena	NY	13662	St Lawrence	6
X			DFSG - 0962	Sun Vet Mall	5801 Sunrise Highway	Holbrook	NY	11741	Suffolk	1
X			DFSG - 0963	Walt Whitman Shops	160 Walt Whitman Rd	Huntington Station	NY	11746	Suffolk	1
X			DFSG - 0964	The Shops at Ithaca Mall	40 Catherwood Rd.	Ithaca	NY	14850	Tompkins	7
X			DFSG - 0965	Hudson Valley Mall	1300 Ulster Ave	Kingston	NY	12401	Ulster	3
X			DFSG - 0966	Cortland Town Center	3121 E Main St	Mohegan Lake	NY	10547	Westchester	3
X			DFSG - 0967	Cross Country Center	750 Central Park Ave	Yonkers	NY	10704	Westchester	3

**2023 List of Designated Food Scraps Generators**  
**Wholesale and Distribution**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X			DFSG - 1052	Cookies & More, Inc.	145 Price Pkwy	Farmingdale	NY	11735	Suffolk	1
X			DFSG - 1053	Cookies United	141 Freeman Ave	Islip	NY	11751	Suffolk	1
X			DFSG - 1054	Cor. J. Sea Food Corp.	36 Lighthouse Rd	Hampton Bays	NY	11946	Suffolk	1
X			DFSG - 1055	Crescent Speciality foods	30 Central Ave	Farmingdale	NY	11735	Suffolk	1
X			DFSG - 1056	Cremosa Food	5 Park Dr	Melville	NY	11747	Suffolk	1
X			DFSG - 1062	Danesi Caffe Usa, Inc.	100 E Jefflyn Blvd Ste S	Deer Park	NY	11729	Suffolk	1
X			DFSG - 1074	Dicarlo Food	1630 N Ocean Ave	Hollsville	NY	11742	Suffolk	1
X			DFSG - 1155	Inter-County Bakers, Inc.	1095 Long Island Ave Ste A	Deer Park	NY	11729	Suffolk	1
X			DFSG - 1186	Macaroni Kid LLC	860 Montauk Hwy Unit 8	Water Mill	NY	11976	Suffolk	1
X			DFSG - 1191	Mastic Seafood	1051 Mastic Rd	Mastic	NY	11950	Suffolk	1
X			DFSG - 1206	Mivila Foods of NY	4062 Grumman Blvd Bldg 601	Calverton	NY	11933	Suffolk	1
X			DFSG - 1248	Pride Cafe Systems Inc	158 Brook Ave	Deer Park	NY	11729	Suffolk	1
X			DFSG - 1258	Restaurant Depot	1335 Lakeland Ave	Bohemia	NY	11716	Suffolk	1
X			DFSG - 1274	Sirob Imports Inc.	21 Gear Ave	Lindenhurst	NY	11757	Suffolk	1
X			DFSG - 1292	Sysco Long Island, LLC	199 Lowell Ave	Central Islip	NY	11722	Suffolk	1
X			DFSG - 1317	Walkers Shortbread Inc.	170 Commerce Dr	Hauppauge	NY	11788	Suffolk	1
X			DFSG - 1549*	Air Stream Corp.	430 Wireless Blvd	Hauppauge	NY	11788	Suffolk	1
X			DFSG - 1556*	Ferraro Foods of New York	5 Park Dr	Melville	NY	11747	Suffolk	1
X			DFSG - 1175	La Belle Farms	504 Stanton Corner Rd	Ferndale	NY	12734	Sullivan	3
X			DFSG - 1213	Nat Kagan Meat & Seafood/Hudson Valley Cattle Company	8 Green Ave	Woodridge	NY	12789	Sullivan	3
X			DFSG - 1551*	Bella Poultry Inc.	30 Fraser Rd	Ferndale	NY	12734	Sullivan	3
X			DFSG - 1226	Old Chatham Sheepherding Company LLC	210 Gerald Moses Dr	Groton	NY	13073	Tompkins	7
X			DFSG - 1080	Duso Food Distributors, Inc.	6055 Route 52	Ellenville	NY	12428	Ulster	3
X			DFSG - 1081	Duso Food Service	Distributors West End Daily	Ellenville	NY	12428	Ulster	3
X			DFSG - 1019	Bimbo Bakeries Usa, Inc	195 Cronin Rd	Queensbury	NY	12804	Warren	5
X			DFSG - 1117	Gambles Bakery	920 State Route 9	Queensbury	NY	12804	Warren	5
X			DFSG - 1044	Champlain Beef	9679 State Route 4	Whitehall	NY	12887	Washington	5
X			DFSG - 1137	Green Mountain Food Services, LLC	4 Smith St	Whitehall	NY	12887	Washington	5

**2023 List of Designated Food Scraps Generators**

**Wholesale and Distribution**

Required to Donate	Required to Recycle	Waiver Received	Generator Code	Generator Name	Address	City	State	Zip Code	County	DEC Region
X			DFSG - 1042	Cavallaro Foods	5881 Court Street Rd	Syracuse	NY	13206	Onondaga	7
X			DFSG - 1115	G & C	3407 Walters Rd	Syracuse	NY	13209	Onondaga	7
X			DFSG - 1124	Gertrude Hawk Chocolates, Inc.	3150 Erie Blvd E	Syracuse	NY	13214	Onondaga	7
X			DFSG - 1125	Gianelli Sausage	111 Gateway Park Dr	North Syracuse	NY	13212	Onondaga	7
X			DFSG - 1154	Husted Dairy, Inc	210 W Terminal Rd	Liverpool	NY	13088	Onondaga	7
X			DFSG - 1194	McLane	2828 McLane Rd	Baldwinsville	NY	13027	Onondaga	7
X			DFSG - 1216	Nesci Produce Inc	105 Evelyn Ter	Syracuse	NY	13208	Onondaga	7
X			DFSG - 1266	Russo Produce Co., Inc.	2100 Park St	Syracuse	NY	13208	Onondaga	7
X			DFSG - 1293	Sysco Syracuse, LLC	2508 Warners Rd	Warners	NY	13164	Onondaga	7
X			DFSG - 1563*	Upstate Niagara Cooperative, Inc.	5931 Court Street Rd	Syracuse	NY	13206	Onondaga	7
X			DFSG - 1018	Bimbo Bakeries USA, Inc	195 N Exchange St	Geneva	NY	14456	Ontario	8
X			DFSG - 1253	Red Jacket Orchards, Inc.	957 State Route 5 AND Geneva	Geneva	NY	14456	Ontario	8
X			DFSG - 1561*	Red Jacket Orchards, Inc.	20	Geneva	NY	14456	Ontario	8
X			DFSG - 1093	Fierman Produce Exchange	71 Cross Rd	Goshen	NY	10924	Orange	3
X			DFSG - 1133	Goodness Gardens Inc	377 County Route 12	New Hampton	NY	10958	Orange	3
X			DFSG - 1197	Medora Snacks, LLC	79 Industrial Pl	Middletown	NY	10940	Orange	3
X			DFSG - 1198	Metroplex Distributors	15 Commerce Dr S	Harriman	NY	10926	Orange	3
X			DFSG - 1267	Sabila Aloe	22 Cottage St	Middletown	NY	10940	Orange	3
X			DFSG - 1332	Zoghby's Blueberry Mountain Ice Cream	655 Route 17M	Middletown	NY	10940	Orange	3
X			DFSG - 1552*	C&S Wholesale Grocers, Inc.	1 Elizabeth Dr	Chester	NY	10918	Orange	3
X			DFSG - 0983	Ace Endico Corporation	80 International Blvd	Brewster	NY	10509	Putnam	3
X			DFSG - 1141	Hannaford Bros. Co., LLC Distribution Center	970 US Highway 9	Schodack Landing	NY	12156	Rensselaer	4
X			DFSG - 0993	Almaar Export Import	63 Spring Brook Rd	Nanuet	NY	10954	Rockland	3
X			DFSG - 1020	Bimbo Bakery	119 W Nyack Rd	Nanuet	NY	10954	Rockland	3
X			DFSG - 1260	RFI Ingredients	300 Corporate Dr Ste 14	Blauvelt	NY	10913	Rockland	3
X			DFSG - 1291	Sysco Albany	1 Liebich Ln	Clifton Park	NY	12065	Saratoga	5
X			DFSG - 1310	US Foods	755 Pierce Rd	Clifton Park	NY	12065	Saratoga	5
X			DFSG - 1132	Golub Warehouse	501 Duaneburg Rd	Schenectady	NY	12306	Schenectady	4
X			DFSG - 0981	Abel & Schaefer, Inc.	20 Alexander Ct	Ronkonkoma	NY	11779	Suffolk	1
X			DFSG - 0988	AG Food Products	35 Marcus Blvd Ste 2	Hauppauge	NY	11788	Suffolk	1

Generator Code	Generator Name	Address	City	State	Zip Code	Business Sector	County	DEC Region
DFSG - 1555*	DOT Foods, Inc.	200 Monarch Dr	Liverpool	NY	13088	Wholesale & Distribution	Onondaga	7
DFSG - 1436*	Tops Friendly Markets	3 Clifton Springs Plz	Clifton Springs	NY	14432	Grocery & Specialty Food	Ontario	8
DFSG - 1442*	Tops Friendly Markets	6179 State Route 96	Farmington	NY	14425	Grocery & Specialty Food	Ontario	8
DFSG - 1444*	Tops Friendly Markets	21501 Ny State Rt 22	Hoosick Falls	NY	12090	Grocery & Specialty Food	Rensselaer	4
DFSG - 0688	Longfellows	500 Union Ave	Saratoga Springs	NY	12866	Full Service Restaurant	Saratoga	5
DFSG - 1022	Bobrow Distributing Corp.	8 Enterprise Ave	Clifton Park	NY	12065	Wholesale & Distribution	Saratoga	5
DFSG - 0072	Suffolk County Community College	533 College Rd	Selden	NY	11784	College & Universities	Suffolk	1
DFSG - 0073	Western Campus	Hill Rd	Brentwood	NY	11901	College & Universities	Suffolk	1
DFSG - 0078	Suny College Of Technology At Farmingdale	2350 Broadhollow Rd	Farmingdale	NY	11735	College & Universities	Suffolk	1
DFSG - 0567	Marriot Melville Long Island	1350 Walt Whitman Rd	Melville	NY	11747	Hospitality	Suffolk	1
DFSG - 0911	County Fair Entertainment and Event Park	3351 Route 112	Medford	NY	11763	Amusement & Theme Parks	Suffolk	1
DFSG - 1204	Miss Chocolate, Inc.	300 Spagnoli Rd	Melville	NY	11747	Wholesale & Distribution	Suffolk	1
DFSG - 1457*	Tops Friendly Markets	2140 Walworth Penfield Rd	Walworth	NY	14568	Grocery & Specialty Food	Wayne	8
DFSG - 0032	Monroe College-New Rochelle Br Camps	434 Main St	New Rochelle	NY	10801	College & Universities	Westchester	3
DFSG - 0653	City Limits Diner	200 Central Ave	White Plains	NY	10606	Full Service Restaurant	Westchester	3
DFSG - 1553*	Dew Casing LLC	700 S Fulton Ave	Mount Vernon	NY	10550	Wholesale & Distribution	Westchester	3
DFSG - 0025	Keuka College	141 Central Ave	Keuka Park	NY	14478	College & Universities	Yates	8

**Appendix 2- Town of Riverhead Code: Planned Industrial Park (PIP) Zoning**

### **§ 301-183 Purpose.**

The purpose of the Planned Industrial Park (PIP) District is to encourage industrial and office development in a comprehensively planned and designed environment which will attract private investment, increase the tax base of the Town and provide new employment opportunities, while preserving and maintaining the existing character of the environment.

### **§ 301-184 Approval procedure.**

- A. **Procedure.** The planned industrial park shall be designed in part or whole as a single campus-like planned development as defined herein, according to a comprehensive development plan (CDP). Such a CDP shall be submitted to the Town Board for approval. The procedure for review and approval shall be the same as that required for a special permit, except that the submission requirements shall be in accordance with the requirements specified in Subsection B below. Following approval of the CDP by the Town Board, subdivision and site plan approval, as appropriate and necessary, shall be obtained in accordance with the requirements of Article LVI, Site Plan Review, of this chapter and § 301-291, Industrial subdivision, for individual lots and developments within the PIP. Where the standards of this article conflict with others in this chapter, the standards in this article shall apply.
- B. **Submission requirements.** The CDP for a PIP shall indicate the following:
  - (1) General location of all existing and proposed structures; general type of proposed uses; existing topography and general grading and drainage proposals; proposed and existing internal streets and points of access; major parking and loading areas; major landscaped areas, open space and proposed screening treatments; major proposed and existing public utility lines and facilities; proposed location of major signs.
  - (2) A chart of appropriate data demonstrating compliance with the requirements of this article.
  - (3) A written statement describing various aspects of the plan, indicating any proposed phasing of development activities.

### **§ 301-185 Uses.**

[Amended 12-29-2004 by L.L. No. 54-2004; 6-19-2007 by L.L. No. 19-2007]

In the Planned Industrial Park (PIP) District, no regularly scheduled or unscheduled passenger service, air taxi, air charter or fixed-based operator as currently defined by the FAA shall be permitted. Notwithstanding the prohibition of a fixed-based operator, nothing herein shall preclude management and maintenance operations necessary to support any principal or accessory aviation uses permitted hereunder. No building, structure or premises shall be used, arranged or designed to be used, and no building or structure shall hereafter be erected, constructed, reconstructed or altered, unless otherwise provided in this chapter, except for the following permitted uses and their customary accessory uses:

#### A. **Permitted uses:**

- (1) Industrial uses, including component design, manufacturing, processing, fabrication, repair, testing and assembly, but prohibiting those uses specifically set forth at § 301-114A(6), provided that all uses permitted hereunder are conducted within enclosed buildings, and when not within enclosed buildings, are suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval.
- (2) Warehousing, indoor storage, distribution and wholesaling of nonhazardous and nonflammable materials.
- (3) Research and testing laboratories.
- (4) General, executive, administrative, governmental, business and professional offices.
- (5) Public utility and service facilities, excluding incinerators which shall not be permitted.
- (6) Extraordinary aircraft and engine maintenance, such as aircraft, airframe and aircraft system overhaul, conversion, modification, reconfiguration and refurbishment, including annual inspections, but excluding minor or routine maintenance such as oil changes, refueling, minor repairs and inspections, provided that such uses are conducted within enclosed buildings, and when not within enclosed buildings, are suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval and, if appropriate and necessary, subject to the grant of a runway use agreement and consistent with the rules and regulations on the use of the runway as adopted and/or amended from time to time.
- (7) Aircraft component design, fabrication, manufacture, and assembly, provided that such uses are conducted within enclosed buildings, and when not within enclosed buildings, are suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval.
- (8) Audio, radio, television video and film studios and broadcast stations.

(9) Business, technical and vocational schools.

(10) Outdoor and indoor sports and recreational uses and facilities.

[Amended 1-18-2023 by L.L. No. 1-2023]

(11) Food and agricultural product processing, including canning, preserving, drying and freezing.

(12) Overnight and express mail package and postal sorting and distribution by surface transport.

B. Special permit uses:

(1) (Reserved)<sup>[1]</sup>

[1] *Editor's Note: Former Subsection B(1), regarding outdoor sports facilities, was repealed 1-18-2023 by L.L. No. 1-2023.*

C. Accessory uses. Accessory uses shall include those uses customarily incidental and subordinate to and in furtherance of any of the aforementioned principal uses when located within the PIP District. Accessory uses shall include the following:

[Amended 10-18-2022 by L.L. No. 21-2022; 1-18-2023 by L.L. No. 1-2023]

(1) Auditoriums, located within buildings housing permitted uses.

(2) Day nursery or day-care centers.

(3) Banks, automatic teller machines or financial institutions.

(4) Restaurants, cafeterias or eating and drinking establishments located within buildings housing permitted uses.

(5) Retail sales within buildings housing permitted uses and shall be limited to no more than 5% of the gross floor area of the permitted use, not to exceed 1,500 square feet, whichever is less.

(6) Personal service shops located within buildings housing permitted uses.

(7) Health clubs or indoor recreation establishments located within buildings housing permitted uses.

(8) Security, management and maintenance facilities.

(9) Outdoor storage of equipment, materials or vehicles when suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval.

(10) Operation, fueling, storage and maintenance of aircraft which are owned, leased or operated by an owner, lessee or operator in furtherance of and customarily incidental and subordinate to a permitted use of property within the PIP District, and further provided that such aircraft are stored or maintained within enclosed buildings, and, when not within enclosed buildings, are suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval and, when necessary, subject to the grant of a runway use agreement and consistent with the rules and regulations on the use of the runway as adopted and/or amended from time to time. Except when accessory to a principal aviation use set forth hereinabove at Subsection A(6) and (7), this accessory use shall not in its operation constitute or function primarily as an aviation activity.

(11) Testing of aircraft, provided said testing is done in furtherance of and customarily incidental and subordinate to a permitted use within enclosed buildings or on the ten-thousand-foot runway and, when necessary, subject to the grant of a runway use agreement and consistent with the rules and regulations on the use of the runway as adopted and/or amended from time to time. Except when accessory to a principal aviation use set forth hereinabove at Subsection A(6) and (7), this accessory use shall not in its operation constitute or function primarily as an aviation activity.

## § 301-186 Lot, yard, bulk and height requirements.

A. For planned industrial parks:

(1) Minimum park area: 100 acres in contiguous parcels.

(2) Minimum park width: 1,000 feet.

(3) Minimum frontage on an arterial road: 400 feet.

(4) Maximum floor area ratio: 0.15 in total for all buildings within the park.

(5) Maximum clearance: 65% of the park area.

(6) Minimum perimeter buffer. A minimum buffer shall be provided at the perimeter of the park of 100 feet in width. Such buffer shall maintain, to the maximum extent possible, existing vegetation and natural features but shall be supplemented with native vegetative species to provide adequate screening of the park from adjacent nonindustrial uses and zones. No buffer need be provided adjacent to any open space or conservation zone.

B. For all permitted uses within industrial parks, except offices:

- (1) Minimum lot area: five acres.
- (2) Minimum lot width: 250 feet.
- (3) Minimum street frontage: 200 feet.
- (4) Minimum front yard depth: 75 feet.
- (5) Minimum side yard depth: 50 feet.
- (6) Minimum rear yard depth: 50 feet.
- (7) Maximum floor area ratio:
  - (a) For one-story buildings: 0.22.
  - (b) For multistoried buildings: 0.30.
- (8) Maximum impervious surface coverage: 50% of the lot.
- (9) Maximum building height: 40 feet.
- (10) Parking. Not more than 25% of all required parking shall be located in the front yard. No parking shall be located nearer than 25 feet to any property line or street right-of-way line. All service and unloading areas shall be screened from view of streets by one or more of a combination of walls, fencing, vegetation or berms.

C. For office uses:

- (1) Minimum lot area: three acres.
- (2) Minimum lot width: 250 feet.
- (3) Minimum street frontage: 200 feet.
- (4) Minimum front yard and side yards and rear yard: 50 feet.
- (5) Maximum floor area ratio:
  - (a) For one-story buildings: 0.25.
  - (b) For multistoried buildings: 0.35.
- (6) Maximum impervious surface coverage: 50% of the lot.
- (7) Maximum building height: 50 feet, except to 75 feet by special permit of the Town Board.
- (8) Parking. Not more than 25% of all required parking shall be located in the front yard. No parking shall be located nearer than 25 feet to any property line or street right-of-way line. All service and unloading areas shall be screened from view of streets by one or more of a combination of walls, fencing, vegetation or berms.

### § 301-187 Design standards for planned industrial parks.

The following design standards shall apply to all uses within the planned industrial park:

- A. Land subdivision. The subdivision of lots within a CDP shall conform to those land division requirements set forth in §§ 301-289 and 301-291 of this chapter. The general lot, yard and height requirements of this district shall supersede the yard requirements set forth in § 301-291B(3) and (6) of this chapter.
- B. Building design. The exterior appearances of buildings shall complement the character of existing development in the surrounding area. The objective of the building design standards is to provide overall high quality and complementary design of industrial and office buildings. Special emphasis is placed upon methods that tend to reduce the large-scale visual impact of buildings and to encourage imaginative design for individual buildings.
  - (1) Building mass. Solid and unarticulated buildings are discouraged. The mass and scale of buildings shall be reduced by staggered building walls or other architectural treatments at least every 150 feet to provide architectural interest and reduce the visual scale of a building. Buildings shall include the following elements:
    - (a) The use of variations in height, rooflines and grade definition is encouraged to reduce the perceived height and mass of a building.
    - (b) Building entries shall be readily identifiable through the use of canopies, marquees and architectural treatment.
    - (c) Where possible, buildings with smaller or multiple structures instead of one large building are preferred to reduce massive appearance.
    - (d) Clusters of mature landscaping and berms shall be provided along the building facade. The landscaping clusters shall include a variety of trees and tall shrubs.

- (e) Wall texture changes shall be provided.
- (f) Small-scale elements, such as planter walls and hedges, shall be clustered around building entrances.

(2) Materials.

- (a) One dominant material shall be selected and used through each building on a site.
- (b) It is encouraged that the front and two side elevations of all buildings and/or structures be constructed of brick, architectural block or architectural precast concrete. Painted or natural utility concrete panels or masonry units should be confined to rear elevations and in loading dock areas.
- (c) Roof design shall be as aesthetically pleasing as possible (e.g., color, material, grouping).
- (d) Glass windows or some similar architectural treatment shall occupy at least 10% of the front elevation of a building.

(3) Color and texture.

- (a) Texture patterns are encouraged to create shadow patterns which will reduce the high visibility of the building.
- (b) Variations in color shall be kept to a minimum.
- (c) Colors shall be subdued in tone.
- (d) Accent colors may be used to express corporate identity.

(4) Location.

- (a) No building shall be constructed closer than 25 feet to an adjacent building.
- (b) Planters, walls and sign elements not exceeding six feet in height shall be permitted in yard areas. Roof overhangs may extend a maximum of six feet into setback areas.

C. Pedestrian circulation.

- (1) On-site concrete or brick sidewalks shall be provided in planned industrial parks to create a continuous pedestrian network throughout the area.
- (2) Vehicular and pedestrian circulation patterns shall be separated. A landscaped area shall provide a separation between a pedestrian and vehicular path.
- (3) Where pedestrians and vehicle paths cross, that area shall be designated by changing pavement materials, signals, signage, pavement texture or painted stripes.
- (4) Secure and convenient pedestrian walkway access shall be provided from parking lots, sidewalks and primary entrances to the building. Sidewalks shall be barrier-free, a minimum of four feet in width and shall be set back a minimum of five feet from all buildings.

## § 301-188 Sign standards. [1]

The standards in § 301-254K shall apply to all properties in the Planned Industrial Park District.

[1] Editor's Note: Amended at time of adoption of Code (see Ch. 101, General Provisions, Art. I).

## § 301-189 Additional requirements.

A. Performance criteria.

- (1) All development subject to the provisions of Article 6 of the Suffolk County Sanitary Code shall meet the applicable requirements of the Suffolk County Department of Health Services.
- (2) As determined by the State of New York or the County of Suffolk, any new public or private sewage treatment plant discharge shall be outside of the Core Preservation Area and shall be located north of the groundwater divide, as defined by the Suffolk County Department of Health Services, as site conditions permit.
- (3) All development shall comply with the provisions of Articles 7 and 12 of the Suffolk Sanitary Code.
- (4) All development involving significant discharges to groundwater and located proximate to public water supply wells shall require measures to mitigate impacts upon water quality as required under Article 17 of the New York State Environmental Conservation Law. The Suffolk County Department of Health Services' guidelines for private wells should be used for private wellhead protection.
- (5) Development proposals for sites containing or abutting freshwater wetlands shall be separated by a nondisturbance buffer area which shall be in accordance with Article 24 of the New York State Environmental Conservation Law, the Wild, Scenic and Recreational Rivers Act (the Rivers Act)[1] and Chapter 295, Wetlands, of the Code of the Town of Riverhead, whichever is most restrictive. Distances shall be measured horizontally from

the wetland edge as mapped by the New York State Department of Environmental Conservation, field delineation or local ordinance. Stricter buffer areas may be established for wetlands as appropriate. Buffer areas shall be delineated on development plans with conditions imposed to assure the preservation of the freshwater wetland resource. Said conditions shall be set forth in a declaration of covenants, conservation easement or similar instrument.

[1] *Editor's Note: See Environmental Conservation Law § 15-2701 et seq.*

- (6) Development proposals for sites within the regulated area of the New York Wild, Scenic and Recreational Rivers Act shall conform to the standards of the Act. Variances from the Act shall meet all requirements imposed by the State of New York in order to be deemed to have met the requirements of this standard. Additional relief from the Town of Riverhead Zoning Board of Appeals shall not be required.
- (7) All stormwater generated by development shall be recharged on site unless surplus capacity exists in an off-site drainage system. In the review of development plans, the Town Board shall encourage the use of natural recharge areas or drainage system design which result in minimal disturbance of native vegetation with the use of natural swales and depressions as an alternative to excavated recharge basins where feasible. Development plans should include the use of ponds only if such ponds are designed to retain stormwater and are not merely constructed for aesthetic purposes. Adequate measures should be employed to control soil erosion and stormwater runoff during construction, as per guidelines promulgated by the New York State Department of Environmental Conservation.
- (8) Clearance.
  - (a) No more than 65% of the PIP District shall be cleared pursuant to the Central Pine Barrens Comprehensive Land Use Plan and Article XLI, Pine Barrens Overlay District, of this chapter. The applicable clearance percentage shall be calculated over the entire parcel, including but not limited to public highways, roadways, building sites, parking areas, drainage structures and recharge areas. Development plans shall delineate the existing naturally vegetated areas, shall calculate those portions of the site that are already cleared due to previous activities, and shall contain calculations for the amount of disturbances of native vegetation and indicate the clearing limits thereof.<sup>[2]</sup>

[2] *Editor's Note: Amended at time of adoption of Code (see Ch. 101, General Provisions, Art. I).*
  - (b) To the extent that a portion of a site includes Core property, and for the purpose of calculating the clearing limits, the site shall be construed to be the combined Core and CGA portions. However, the Core portion may not be cleared without a hardship exemption.
- (9) Land subdivision maps and site plans shall be designed to encourage the preservation of large unbroken blocks that provide for contiguous open spaces to be established when adjacent parcels are developed. Applications for subdivision and site plan shall contain calculations for clearing, and these limits shall become part of the filed map or approved drawings. Nonnative vegetation species to be avoided are contained in Figure 5-2 of the plan.
- (10) Development projects shall place no more than 15% of the entire site in fertilizer-dependent vegetation. Development designs shall consider native planting suggestions made part of the plan.
- (11) Development which will have a significant negative impact upon a habitat essential to those species identified on the New York State maintained lists as rare, threatened or of special concern, or upon the communities classified by the New York State Natural Heritage Program as G1, G2 or G3 or as S1, S2 or S3 or upon any federal listed endangered or threatened species, appropriate mitigation measures, as determined by the state, county or local government agency, shall be imposed to protect such species.
- (12) Development projects shall minimize disturbance of the natural grade and/or natural vegetation where slopes exceed 10%. Construction in areas with slopes exceeding 10% may be approved if the site design incorporates adequate soil stabilization and erosion control measures so as to mitigate negative environmental impacts. Where applicable, nondisturbance buffers shall be placed on those portions of the site where slopes exceed 10%. Development plans shall include a slope analysis depicting existing slopes in the ranges of 0% to 10%, 11% to 15% and 15% or greater. Erosion and sediment control plans and details of retaining walls and erosion control structures shall be required for construction in areas where slopes exceed 15% and for roads and driveways traversing slopes of 10%.
- (13) Prior to construction, soil erosion and sediment control plans shall be prepared and approved which achieve the following objectives:
  - (a) Minimize potential impacts associated with soil erosion and resulting in sedimentation of surface waters.
  - (b) Limit work areas to the immediate area of construction in order to minimize disruption of adjacent lands.
- (14) In order to provide for orderly development and the efficient provision of infrastructure, applications for development projects depicting either open space or reserve areas shall specify the conditions of ownership and the use of such lands, and such conditions shall be set forth in the deed of dedication, declaration of covenants, conservation easement or similar instrument.
- (15) Where applicable, the use of planned industrial park development pursuant to the provisions of Article LIII, Subdivision Regulations, of this chapter shall be encouraged to preserve open spaces.

(16) Any existing, expanded or new activity involving agricultural production or horticulture shall comply with best management practices as set forth in the plan, as may be amended from time to time.

(17) Development plans shall indicate established recreational and educational trails and trail corridors, active recreational sites, scenic corridors, roads, vistas and viewpoints, sites of historical or cultural significance, including historic districts, sites on the State or National Registers of Historic Places and historic structures listed on the State or National Registers of Historic Places, or recognized by local law or statute, sensitive archeological sites as identified by the New York State Historic Preservation Officer or the New York State Museum, within 500 feet of the proposed development, and shall provide adequate measures to protect such natural resources. The use of existing natural buffers or the restoration of degraded buffer areas, the use of signs or other man-made structures, consistent in style and scale with the community character, or other similar measures shall be taken to protect roadside areas as well as scenic and recreational resources.

(18) All commercial or industrial development shall comply with the applicable provisions of the Suffolk County Sanitary Code and all other applicable federal, state or local laws.

(19) A buffer of 1,000 feet and no more than 50% disturbance shall be permitted around breeding ponds pursuant to New York State Department of Environmental Conservation (NYSDEC) freshwater wetlands permit requirements.<sup>[3]</sup>

[3] Editor's Note: Amended at time of adoption of Code (see Ch. 101, General Provisions, Art. I).

(20) The approval of the New York State Historic Preservation Office for the establishment of a site-specific protocol for either the relocation of development or the retrieval of artifacts in the event of excavation shall be obtained in order to mitigate impacts upon archaeological resources within the PIP District.

(21) Any exterior changes to the following buildings in the PIP District shall require the approval of the State Historic Preservation Office as well as adhere to the Standards for Rehabilitation and Guidelines for Rehabilitation of Historic Buildings:

- (a) The Anehoic Chambet.
- (b) Plant 6.
- (c) Plant 7.
- (d) The Wells Cemetery.

(22) The applicant shall submit a traffic study for the approval of the comprehensive development plan, which study shall identify and for which the applicant shall pay and implement measures to mitigate the impact of traffic generated by the full buildout of all development within the PIP District to the point where the effects of such buildout are comparable to future conditions without such development. Such mitigation measures shall include but not be limited to:

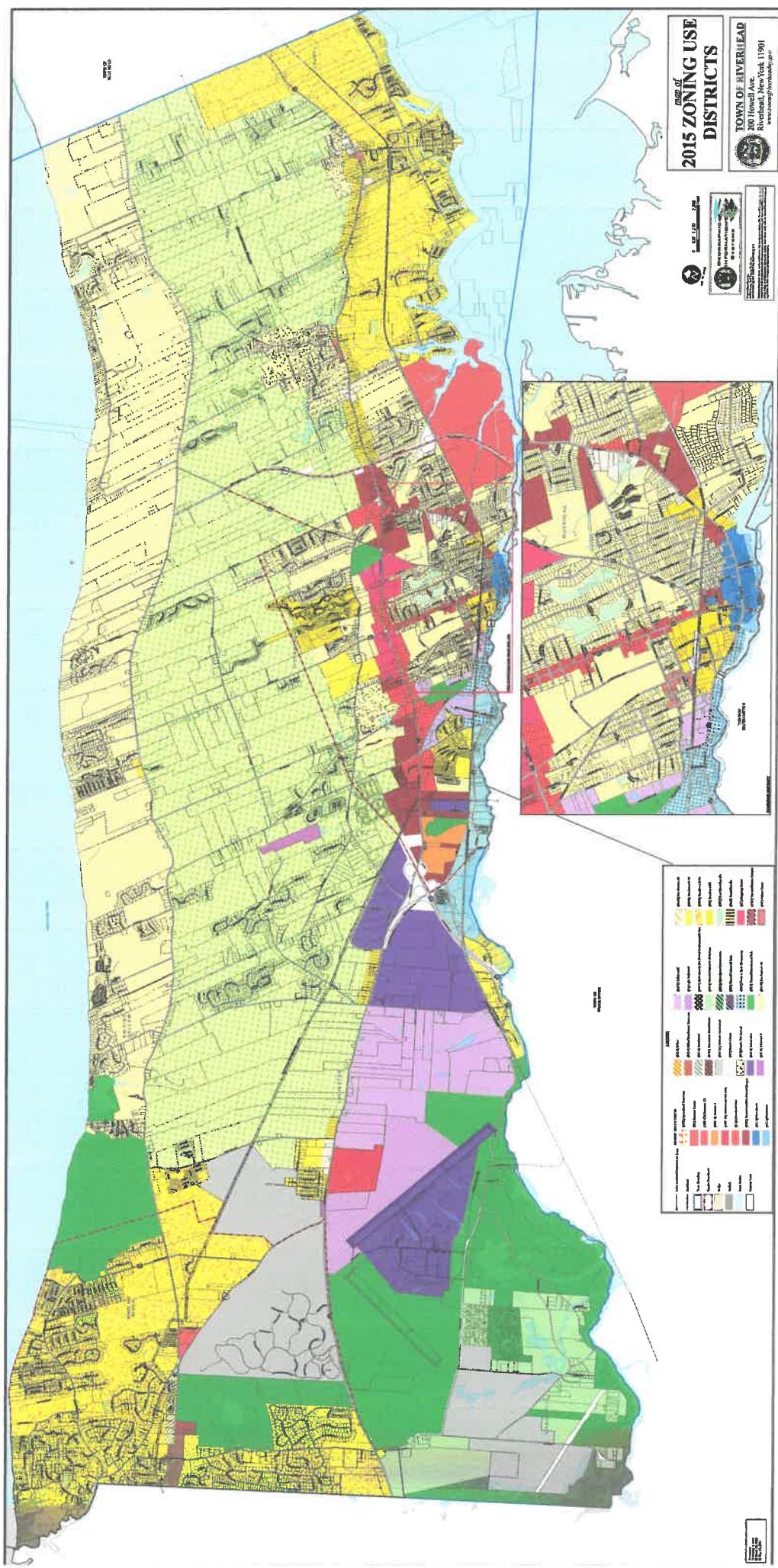
- (a) Signal, timing, geometric improvements and regulatory measures.
- (b) A restriction against additional vehicular access points along Seven Ponds Road.
- (c) The completion of off-site road improvements to be required by the New York State Department of Transportation as a function of permit review for curb cuts along New York State Route 25.
- (d) The geometric improvement of the intersection of Edwards Avenue and Route 25, if warranted by motor vehicle traffic generated by development in the PIP District.

(23) Development within the PIP District shall adhere to setbacks as required in § 301-186; notwithstanding such adherence, noise emanating from the PIP District shall comply with Chapter 251, Article I, Noise, of the Code of the Town of Riverhead, which limits such noise levels from commercial and industrial properties to neighboring properties to 65 dBA between the hours of 7:00 a.m. and 8:00 p.m., and 50 dBA between the hours of 8:00 p.m. and 7:00 a.m. [see § 251-5L(2)]. In the event that such noise levels are exceeded, such additional noise abatement measures, including increasing such setbacks or the provision of noise walls or the provision of berms, fences, vegetation and the like, shall be provided for. Such restrictions shall not apply to aircraft noise whose flights shall be restricted to daytime hours.<sup>[4]</sup>

[4] Editor's Note: Amended at time of adoption of Code (see Ch. 101, General Provisions, Art. I).

B. A land use within the Compatible Growth Area that lawfully exists at the time of the effective date of this article or any amendment thereto may be continued in its present form, except that the aforementioned standards shall apply to any change, structural alteration, expansion, restoration or modification to said land use constituting development as defined herein.

**Appendix 3- Town of Riverhead Zoning Map**



**Appendix 4- NYSDEC Anaerobic Digester Regulations and Guidance Information**

# NYS FOOD DONATION AND FOOD SCRAPS RECYCLING LAW

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## LEGISLATIVE GUIDANCE

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Approximately 40% of the food produced in the United States goes uneaten. Meanwhile an estimated 2.8 million New Yorkers are food insecure. Simultaneously, excess edible food and food scraps see the end of their life at a landfill, where their decomposition produces methane, a potent greenhouse gas. NYS has taken a stand to make the most of our food by mandating large generators of food scraps to redirect wholesome edible food to those in need and food scraps to organics recycling facilities where they will be recycled into a product beneficial to our environment.

### WHEN IS IT EFFECTIVE?

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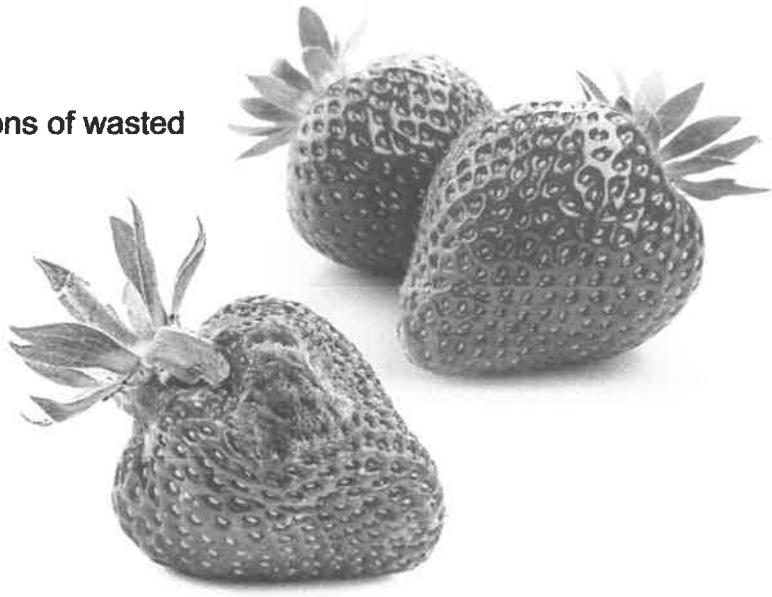
January 1, 2022

### WHO WILL THIS IMPACT?

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Large generators of food scraps (more than 2 tons of wasted food and food scraps per week on average)

Examples: Restaurants, grocery stores, hotels & motels, colleges & universities, malls, event centers, etc



### WHAT ARE THE REQUIREMENTS?

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Large generators of food scraps must:

- Separate and donate edible food
- Separate and recycle all remaining food scraps if within 25 miles of an organics recycler

### WHO IS EXCLUDED?

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- Hospitals, nursing homes, adult care facilities, K-12 schools
- Food scraps generators located in a city with a population of one million or more which has a local law, ordinance or regulation in place which requires the diversion of edible food and food scraps from disposal. Read more on NYC organics diversion legislation: <https://www1.nyc.gov/assets/dsny/site/services/food-scrap-and-yard-waste-page/commercial-requirements>
- Large generators of food scraps may petition the Department for a one-year waiver due to undue hardship

For More Information:

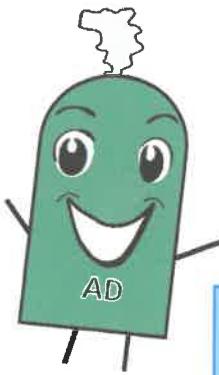
<https://www.dec.ny.gov/chemical/114499.html>

Submit questions to:

[FoodScrapsLaw@dec.ny.gov](mailto:FoodScrapsLaw@dec.ny.gov)

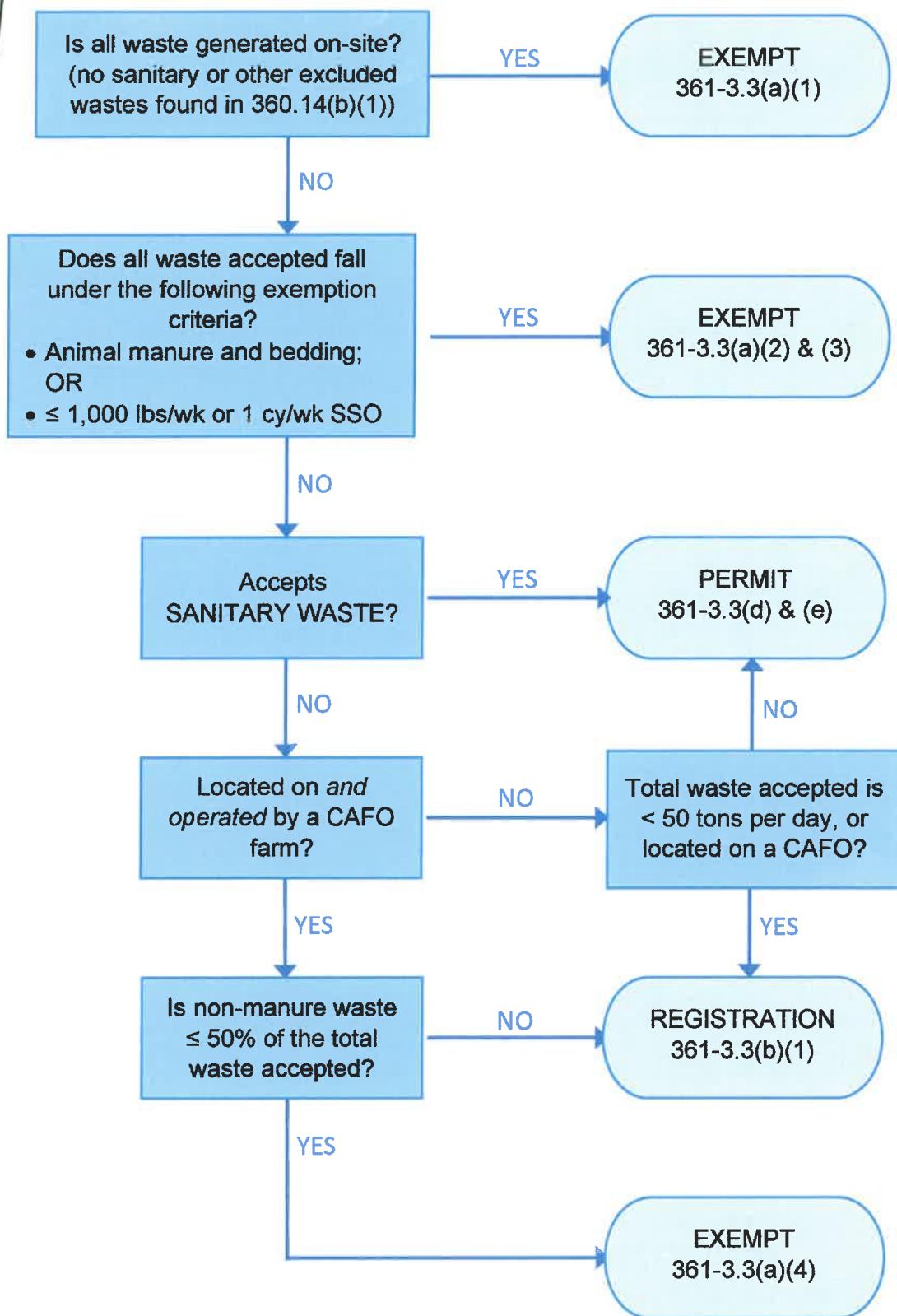


Department of  
Environmental  
Conservation



## Anaerobic Digestion – Basic Regulatory Overview

6 NYCRR Part 361-3.3



Note:

- 1) This chart is a summary. There may be other conditions that apply. See regulations for details.
- 2) See regulations for specific criteria applicable to *digestate management*.

6 CRR-NY 361-3.3  
NY-CRROFFICIAL COMPILATION OF CODES, RULES AND REGULATIONS OF THE STATE OF NEW YORK  
TITLE 6. DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
CHAPTER IV. QUALITY SERVICES  
SUBCHAPTER B. SOLID WASTES  
PART 361. MATERIAL RECOVERY FACILITIES  
SUBPART 361-3. COMPOSTING AND OTHER ORGANICS RECYCLING FACILITIES

6 CRR-NY 361-3.3  
6 CRR-NY 361-3.3

## 361-3.3 Anaerobic digestion facilities.

**(a) Exempt facilities.**

The following facilities are exempt from this Subpart when operated in a manner that does not produce vectors, dust or odors that unreasonably impact neighbors of the facility, as determined by the department. The digestate must be stored and used in a manner that is protective of the environment.

- (1) An anaerobic digestion facility located at a site controlled by the waste generator, in accordance with section 360.14(c)(1) of this Title.
- (2) An anaerobic digestion facility that accepts only animal manure and bedding.
- (3) An anaerobic digestion facility that accepts no more than 1,000 pounds or 1 cubic yard, whichever is greater, of SSO per week on a monthly average. No more than 2,000 pounds can be accepted in any week.
- (4) An anaerobic digestion facility located on a CAFO or a farm with an approved CNMP provided that the waste accepted is limited to manure, food processing waste, fats, oil, grease, and other organic wastes without sanitary content. The non-manure waste received must not exceed 50 percent, by volume, of waste placed in the anaerobic digester on an annual basis. Anaerobic digestion facilities that are not owned by the farm must be covered by the farm's CAFO approvals. Digestate is managed as follows:
  - (i) land application of the digestate, provided the nutrient loading is addressed in a CNMP is exempt. Otherwise, registration under section 361-2.3(b) of this Part is required;
  - (ii) use of dewatered solids for animal bedding is exempt;
  - (iii) use of blended dewatered solids as a topsoil (no more than 50 percent digestate in the mix), provided the material does not cause odors when stored or used is exempt;
  - (iv) a composting facility for the dewatered solids located on a farm is exempt. Otherwise, registration under section 361-3.2(b)(4) of this Subpart is required; and
  - (v) storage of liquid digestate, other than at a CAFO or a farm that otherwise has an approved CNMP, must be in compliance with National Resource Conservation Service (NRCS) code NY313.

**(b) Registered facilities.**

Facilities of the following types are subject to the registration provisions of section 360.15 of this Title unless otherwise exempt. Each facility must comply with the criteria in section 360.19 of this Title and the operational criteria in subdivision (c) of this section.

- (1) An anaerobic digestion facility that accepts less than 50 tons of waste per day or is located on a CAFO or a farm with an approved CNMP. The waste must not contain sanitary content. Incoming waste must be stored in a vessel or other enclosed device and odors must be controlled. Digestate must be managed as follows:
  - (i) land application of the digestate, provided the nutrient loading is addressed in a CNMP is exempt. Otherwise, registration under section 361-2.3(b) of this Part is required;

- (ii) use of the dewatered solids for animal bedding is exempt;
- (iii) use of the blended dewatered solids as a topsoil (no more than 50 percent digestate in the mix) is exempt, provided they do not cause odors when stored or used;
- (iv) a composting facility for the dewatered solids located on a farm is exempt. Otherwise, registration under section 361-3.2(b)(4) of this Subpart is required; and
- (v) storage of liquid digestate, other than at a CAFO or a farm that otherwise has an approved CNMP, must be in compliance with National Resource Conservation Service (NRCS) code NY313.

**(c) Operating criteria for registered facilities.**

A registered facility must be operated in compliance with section 360.19 of this Title and the following conditions:

- (1) Material accepted cannot remain at the facility for more than 24 months.
- (2) The facility must be constructed to minimize any ponding, and run-off must be effectively controlled.
- (3) Waste accepted must be stored in a vessel or in an enclosed area.
- (4) The facility must be at least 200 feet from the nearest surface water body, potable water well and State-regulated wetland, unless other means to protect water resources are approved by the department.
- (5) The facility must be at least 200 feet from the nearest residence or place of business. This exclusion does not apply to the waste generating business or any residence or place of business built after the facility began operation. The buffer area can be reduced by the department if means acceptable to the department are used to reduce the potential for odor transmission.
- (6) The facility must keep written records of all materials entering and leaving the facility and the corresponding dates.
- (7) All waste received must be source-separated. Material received in its original packaging (for example, off-spec drinks) that will be repackaged prior to digestion is allowed.
- (8) Digestate must be used in a manner that does not cause negative animal health or environmental impacts. If used as a soil amendment, agronomic rates must be followed.
- (9) The facility must not produce odors that unreasonably impact sensitive receptors, as determined by the department. The department can require a reduction in the amount of waste accepted, or other actions, to address odor issues.

**(d) Permit application requirements.**

An anaerobic digestion facility that does not qualify for an exemption or a registration under this Subpart must obtain a permit and must submit an application that includes the requirements identified in this section and section 360.16 of this Title. The application must include the following:

- (1) A detailed description of the source, quality, and quantity of all waste to be digested, including the source, quality, and expected quantity of any seed material. The description must include the annual input and any seasonal variations in the waste type and quantity, and the appropriate quality data, as determined by the department. If SSO is accepted:
  - (i) A detailed description of the source-separation program at the point of generation, including how unacceptable wastes are separated from the SSO stream. For residential SSO, this must include a copy of all educational literature or other information provided to residents, and a description of the container(s) that will be used. For commercial and institutional SSO, this must include a copy of any agreements or information concerning what can be accepted from the generator and the collection containers that will be used.
- (2) An operation plan that includes:
  - (i) a description of how the facility will comply with the operating requirements in Part 360 of this Title and subdivision (e) of this section;
  - (ii) a description and the capacity of the storage structures and the digesters;
  - (iii) a description of all preprocessing and post-processing methods and equipment used to identify and remove all nonprocessable materials and a copy of all agreements or educational activities that will be used to outline acceptable materials for the facility;
  - (iv) a description of the storage and disposal location for nonprocessable materials;
  - (v) a process flow diagram of the entire process, including all major equipment and flow streams. The flow streams must indicate the quantity of material on a wet weight, dry weight, and volumetric basis;

- (vi) an outline of the processing duration, including the time period from acceptance of waste to completion of digestion and to distribution of the product;
- (vii) a description of the air emission collection and control equipment, if used; and
- (viii) a description of the method used to control surface water run-off and to manage leachate, including the method for treatment or disposal of leachate generated.

(3) An odor control and response plan. The plan must describe how odors will be monitored and how any odor problems will be addressed.

(4) A digestate use plan that includes:

- (i) a description of the use(s) for the digestate (liquid, solids, or combined), including the approximate quantity of each type of user, the frequency of distribution, the expected use of the material, and the source of this information (such as contract or phone survey);
- (ii) the method for removing digestate from the facility and any off-site storage;
- (iii) a description of the proposed management of digestate that cannot be used in the expected manner due to poor quality or change in market conditions; and
- (iv) a copy of the label or other information source for the digestate.

(5) A detailed description of the proposed processes to reduce pathogenic organism content and to reduce vector attraction including:

- (i) the methods that will be used for pathogen reduction and vector attraction reduction; and
- (ii) the monitoring and data gathering that will be used to demonstrate compliance including type, location, and frequency.

(6) Biosolids, septage, and other sludges. In addition to the requirements outlined in paragraphs (1)-(5) of this subdivision, the application must include the following information. Wastewater and partially treated biosolids or septage that are generated at one wastewater treatment facility and treated at another wastewater treatment facility before digestion are not considered separate waste sources subject to the criteria in this paragraph. The resultant biosolids or sludge generated for digestion are subject to this paragraph.

(i) A description of each proposed source of waste including the name of the generator, the annual quantity of waste produced, the amount of waste to be digested, and any seasonal variations in the quantity or quality during the year. Also, a description of the Federal or State pretreatment program, if required; and

(ii) A description of the quality of the waste, including analytical results, as outlined below:

- (a) the required parameters for analysis are in Table 1 of section 361-3.9 of this Subpart;
- (b) the minimum number of analyses for each waste source that must be submitted with the application is dependent upon the amount of waste that will be digested annually, outlined in Table 2 in section 361-3.9 of this Subpart;
- (c) for each analysis, the sampling date, location, and protocol used to obtain representative samples must be indicated;
- (d) a minimum of six months of waste production must be represented by the analytical results submitted. With the exception of pH and total solids, all results must be reported on a dry weight basis;
- (e) analyses for other pollutants can be required by the department, on a case-specific basis, based on the characteristics of the waste and information from the pretreatment program and other sources;
- (f) each analysis must be performed by a laboratory certified by the Department of Health for that type of analysis, using methods acceptable to the department, unless use of an alternate laboratory is authorized by the department. Copies of the original laboratory results must be included with the permit application;
- (g) the analysis requirement can be satisfied in part or in whole by recent samples analyzed for and reported to the department;
- (h) analyses performed more than one year before the date the permit application is submitted are not acceptable;
- (i) all samples must be representative of the waste to be processed; and
- (j) a table summarizing the analytical results must be provided, including the mean and range of results found.

(7) Municipal solid waste. In addition to the requirements outlined in paragraphs (1)-(5) of this subdivision, the application must include:

- (i) a description of the recyclables separation and reuse program, the management of household hazardous waste (HHW), and the radioactive waste detection program, including:
  - (a) the methods used for removing recyclables, at the point of generation and at the facility;
  - (b) the method and length of storage for recyclables;
  - (c) the markets for recyclables;
  - (d) the method used to remove HHW from the waste stream, at the point of generation and at the facility;
  - (e) the ultimate management method for HHW collected;
- (ii) a radioactive waste detection plan that includes procedures for detecting prohibited radioactive material; operation and maintenance documents for radiation detectors including investigation alarm setpoint settings and calibration methods; and response procedures to be implemented when radioactive waste is detected.

**(e) Design and operating requirements.**

An anaerobic digestion facility required to obtain a permit must, in addition to the requirements identified in Part 360 of this Title, design, construct, maintain, and operate the facility in compliance with the following criteria.

Facility criteria.

- (1) Stormwater must be diverted away from the operating area.
- (2) All leachate must be collected and disposed in a manner approved by the department. All leachate storage facilities must be completely emptied, cleaned, and inspected every 12 months.
- (3) The waste storage area, processing area, leachate storage and liquid digestate storage area must be located in tanks or on surfaces that minimize leachate release into the groundwater under the facility and the surrounding land surface, such as asphalt (except for leachate storage), concrete, or drying beds that have underdrains for leachate collection. All leachate or liquid digestate storage structures, other than tanks, must be designed in accordance with Subpart 361-2 of this Part or code NRCS NY313, as incorporated by reference in section 360.3 of this Title. The following criteria also apply.
  - (i) If low permeability soils are used, the liner must be a minimum of two feet of compacted soil having a maximum remolded coefficient of permeability of  $1 \times 10^{-7}$  centimeters per second. The soil material particles must be able to pass through a one-inch screen. The applicable criteria in Part 363 of this Title must be met.
  - (ii) If a geomembrane is used, the liner system must be designed and built in accordance with the applicable criteria in Part 363 of this Title.
  - (iii) If a surface impoundment is used for leachate storage, a minimum of two feet of freeboard must be maintained. In addition, the bottom of the liner system must be a minimum of five feet above both seasonal high groundwater elevation and the top of bedrock.
  - (iv) Dewatered digestate solids must be stored in a manner that will minimize run-off. All run-off generated must be contained on-site.
- (4) All incoming waste must be stored in a tank or in an enclosed storage area.
- (5) The facility must be operated in a manner to control the generation and migration of odors to a level that is to be expected from a typical facility operated in compliance with the regulatory criteria of this Subpart, as determined by the department.
- (6) The minimum horizontal separation distance as measured from the facility to the nearest residence, place of business or public contact area (except turf farms and plant nurseries) is 200 feet for SSO, and 500 feet for other wastes. In addition:
  - (i) the separation distance requirement from a public contact area can be reduced for totally enclosed facilities or other mitigating landscape features, as determined by the department;
  - (ii) the separation distance requirement applies at the time the permit application is submitted to the department. The facility is not required to comply with the separation requirement with respect to construction of nearby residences, places of business or public contact areas subsequent to the permit application; and
  - (iii) the separation distance requirement for a residence does not apply to the residence of the facility landowner or operator. For a municipal permittee, land owned by any agency or department of the municipality is considered to be owned by the municipality.

(7) The operation of the facility must follow acceptable methods of anaerobic digestion that results in the biochemical decomposition of the organic material received.

(8) If the facility accepts SSO, the generator must have active collection programs designed to collect organic waste separate from other recyclables and waste materials and to remove inorganic and nonprocessable materials from the SSO generated. The facility must also have provisions for inspection and removal of nonprocessable materials received.

(9) The facility is prohibited from accepting wastes that do not positively contribute to the digestion process or the quality of the product, as determined by the department. Prohibited waste includes, but is not limited to, C&D debris, and ash from the combustion of municipal solid waste.

(10) Storage of digestate at the facility must not exceed 12 months.

(11) Nonprocessable waste and unacceptable product must be disposed at least weekly.

(12) For facilities accepting municipal solid waste:

(i) a recyclables separation program and a HHW collection program must be in place in the generating community(ies) and at the facility;

(ii) recyclables must be removed from the waste stream before digestion;

(iii) a fixed radiation detection unit must be installed and operated at a location appropriate for the monitoring of all incoming waste. In addition:

(a) the investigation alarm setpoint of the radiation detector must be set at least two times but no greater than five times background radiation levels;

(b) the concentration of radium-226 in any waste digested at the facility can not exceed 25 pCi/g;

(c) background radiation readings at the facility must be measured and recorded at least daily;

(d) field checks of the radiation detector utilizing a known radiation source must be performed and recorded at least weekly;

(e) the radiation detector must be calibrated at least annually or more often as recommended by the manufacturer, and documentation describing the calibration must be maintained at the facility; and

(f) each instance in which the radiation detector is triggered by a waste load must be documented and reported to the department within 24 hours. Recorded information must include the date the waste was received, transporter name, origin of the waste, truck number or other identifying marking, detector reading, disposition of the waste, and date of disposition.

(13) The anaerobic digestion facility must comply with the pathogen and vector attraction reduction criteria outlined in section 361-3.7 of this Subpart unless the potential for pathogen content is very low compared to biosolids, as determined by the department, or a facility that accepts sanitary waste operates as Class B pathogen reduction in conjunction with a permit for land application under Subpart 361-2 of this Part.

(14) Digestate that does not meet the criteria in this section is considered a waste and must be disposed.

(15) Digestate can be distributed for use for food crops, feed crops, and fiber crops.

(16) Digestate must not contain pollutant levels greater than those found in Table 6 of section 361-3.9 of this Subpart. The addition of materials to the process or digestate for dilution purposes is not allowed.

(17) The digestate must not contain more than two percent total gross contaminants by weight (dry weight basis).

(18) The digestate must be able to pass through a one-inch screen.

(19) If distributed to the public, the material product must be mature and must be used in a legitimate manner as a soil amendment.

(20) Digestate derived from sanitary waste or other waste with pathogen content that has not met Class A pathogen reduction and vector attraction reduction standards can only be land applied in accordance with a permit under Subpart 361-2 of this Part or composted under a permit according to section 361-3.2 of this Subpart.

(21) Use of the digestate, other than the scenario outlined in (d)(20) of this section, is subject to the following criteria:

(i) land application of the solids and/or liquid produced by the anaerobic digestion facility is exempt, provided the nutrient loading is addressed in a CNMP. Otherwise, registration under section 361-2.3(b) of this Part is required;

- (ii) use of the dewatered solids for animal bedding is exempt;
- (iii) use of the blended dewatered solids as a topsoil (no more than 50 percent digestate in the mix) is exempt, provided they do not cause odors when stored or used; and
- (iv) composting of the dewatered solids at an exempt composting facility is also exempt provided the solids do not exceed 25 percent (by volume) of the incoming waste annually. A composting facility for the dewatered solids with an amendment or bulking agent requires registration under section 361-3.2(b)(4) of this Subpart.

(22) An information label must be affixed to the packaging or, for bulk, an information sheet, sign, or brochure must be used, containing:

- (i) the name and address of the generator of the material;
- (ii) the type of waste from which the material was derived; and
- (iii) recommended safe uses, application rates and storage practices.

(23) For anaerobic digestion facilities that accept biosolids, septage, or other sludges, each waste source must not exceed the pollutant concentrations found in Table 6 of section 361-3.9 of this Subpart, unless the waste source is a minor (less than 10 percent of the total dry weight of sludges accepted) component of the input to the facility and a program is developed to identify and reduce the pollutant(s) that exceed the limits for that waste source. This requirement does not apply to digestate that will be used outside New York State.

(i) If a waste input, other than a minor source, contains metals at concentrations greater than those set forth in Table 6 of section 361-3.9 of this Subpart, the waste cannot be accepted at the facility until the generator has implemented a pollutant identification and abatement program and compliance with the requirements of this paragraph has been demonstrated for waste representing a period of at least six continuous months. At least six analyses for total solids and the parameter of concern must be provided to demonstrate compliance. This requirement does not apply to products used outside New York State.

(ii) Wastewater and partially treated biosolids that are generated at one wastewater treatment facility and are further treated at another wastewater treatment facility before digestion are not considered separate waste sources subject to the criteria in this paragraph. The resultant biosolids or sludge generated for digestion are subject to this paragraph.

(24) Any material added to the process must not contain pollutants in concentrations that exceed the levels found in Table 6 of section 361-3.9 of this Subpart.

(25) Analysis of the digestate is required for the parameters in Table 1 of section 361-3.9 of this Subpart. The frequency of sampling is specified in Tables 4 and 5 of section 360-3.9 of this Subpart. All samples must be representative of the material that will be distributed. With the exception of pH and total solids, all results must be reported on a dry weight basis. Copies of the original laboratory results must be included.

- (i) Each sample must be a composite of at least five grab samples.
- (ii) After the digestate has been monitored for two years at the frequency outlined in this paragraph, the department can reduce the annual number of analyses required if the material quality consistently meets the standards in Table 6 of section 361-3.9 of this Subpart.
- (iii) For digestate derived from non-sanitary waste, the required analyses can be reduced depending on the use of the material, as determined by the department.

(26) Sufficient monitoring data must be obtained to demonstrate compliance with the pathogen and vector attraction reduction requirements, if applicable. The frequency and type of monitoring necessary, based on the methods employed to achieve pathogen and vector attraction reduction, will be determined by the department.

(27) The department can require analyses of the material for maturity before distribution. This can include, but is not limited to, organic matter reduction, plant growth impact, or oxygen consumption.

(28) Each biosolids, septage, and sludge source must be analyzed in accordance with the following:

- (i) The required parameters for analysis are found in Table 1 of section 361-3.9 of this Subpart.
- (ii) The minimum number of analyses required depends on the quantity of waste digested, as outlined in Table 3 of section 361-3.9 of this Subpart.
- (iii) With the exception of pH and total solids, all results must be reported on a dry weight basis. After the waste has been monitored for two years at the frequency outlined in this paragraph, the department can reduce the annual number of analyses required if the waste quality consistently meets the quality standards.

(iv) Wastewater and partially treated biosolids or septage that are generated at one wastewater treatment facility and treated at another wastewater treatment facility before beneficial use are not considered separate waste sources subject to the criteria in this paragraph. The resultant biosolids or sludge generated for beneficial use are subject to this paragraph.

(29) For other wastes, analyses of the input waste can be required, as determined by the department, based on the characteristics of the waste. The extent and frequency of sampling will be determined by the department.

(30) The annual report must include:

(i) all information and analyses required by this Subpart;

(ii) the type and quantity of the waste digested, including the source of the material;

(iii) process operational information including monitoring data and significant facility operational problems and any actions taken to correct problems;

(iv) for facilities that accept biosolids, the following certification statement must be signed by an authorized representative of the facility, with an indication of the name and title of the individual signing:

"I certify, under penalty of law, that the information that will be used to determine compliance with the requirements in Subpart 361-3 of 6 NYCRR Part 361 has been prepared under my direction and supervision in accordance with the system designed to ensure that qualified personnel properly gather and evaluate this information. I am aware that false statements made herein are punishable pursuant to section 210.45 of the penal law."

(v) the quantity, by weight and volume, of digestate generated at the facility and the quantity of material removed from the facility; and

(vi) a description of the use of the digestate.

6 CRR-NY 361-3.3

Current through March 15, 2022

**END OF DOCUMENT**

**Instructions for completion of a  
REGISTRATION FORM FOR A SOLID WASTE MANAGEMENT FACILITY**

## GENERAL

This registration form is prescribed by the New York State Department of Environmental Conservation (Department) for solid waste management facilities pursuant to the conditions specified in 6 NYCRR Part 360.15 and the under the requirements of 6 NYCRR Parts 360, 361, 362, 363, and 365. This form serves as notification to the Department of the intention to operate a registered solid waste management facility. The registration applicant and holder must be the site owner or facility operator. Please note: **this form must be submitted and validated by the Department before commencement of construction or operation of any facility or activity subject to the registration requirements.** This is not a Uniform Procedures Act (UPA) Permit. The owner or operator of the facility required to be registered must comply with the design, operating, closure, and financial assurance criteria detailed in the regulations. Please complete this form entirely, as well as any applicable addenda or attachments, **attaching additional sheets as necessary.**

Completed applications must be submitted to the Regional Materials Management Engineer in the Regional Office corresponding to the DEC region in which the facility is or is proposed to be located. As part of the application process, Department staff may inspect the proposed site. During such inspections, staff may take measurements, photographs, videos, and make written documentation.

## CHECKLIST

Applications for solid waste management facility registration must include the items listed below:

- Completed registration application form
- Completed addenda to this form, if required (as noted in item 11)
- Site plan, which must include, but is not limited to:
  - storage for all waste materials (and for processed materials when required) declared as part of the registration application;
  - site grading and dimensions (arrows identifying slopes, contour lines, etc.) of all storage areas and piles;
  - storage and process tank details, if applicable;
  - location(s) of all processing equipment;
  - demonstration that there is adequate room for the safe, unobstructed movement of vehicles and equipment;
  - demonstration that the facility is not located within a floodplain or state regulated wetland, and that the facility follows all applicable buffer zones; and
  - location of all structures.
- List all exempt activities taking place at the site to of the registered solid waste management facility, as per 360.15(c)(1).
- Certificate Under Seal of the Department of State for applications submitted by a corporation or a limited liability company as required in 360.15(c)(3), if applicable.
- Any additional attachments as required in 6 NYCRR Parts 360, 361, 362, 363, and 365.

In addition to the items listed above, the Department may request the following additional items:

- Waste control plan, demonstrating compliance with the requirements of 6 NYCRR Section 360.19, including:
  - location(s) of signs indicating hours of operations and types of wastes accepted/not accepted;
  - procedures for pre-screening incoming materials and the inspection of incoming loads;
  - sampling procedures, if required;
  - education of customers on types of waste accepted;
  - training of staff to recognize authorized and unauthorized waste;
  - tracking procedures and documents for incoming and outgoing waste;
  - segregation and management of unauthorized waste; and
  - site access controls.
- Facility manual or other additional information, if determined necessary by the Department, to demonstrate compliance with registration requirements, such as methods to ensure dirt is not tracked offsite, methods to control blowing litter, dust control, vector control, and odor control/response.
- Closure cost estimate, which must include the cost to remove all anticipated waste from the site, if required by regulation or determined by the Department. Financial assurance may be required prior to receiving a validated registration (specified in 6 NYCRR Section 360.22).
- Record of Compliance form (if required), including any required supplemental information. Any outstanding violations must be corrected prior to receiving a valid registration.
- Owner's Statement form

## ADDITIONAL INSTRUCTIONS BY ITEM NUMBER - Renumber

1. Check applicable box.
2. Identify the name, address, and DEC region for the proposed facility.
3. Identify the entity or person that owns the facility.
4. Identify the entity or person responsible for the overall management and operation of the facility.
5. Identify the entity or person who owns the site on which the facility will be located, or who will own the site during the facility's operation, if different than the current facility owner.
6. Check applicable box.
7. Describe the facility's days/hours of operation.
8. List all municipalities (i.e., counties, cities, towns, villages) or planning units in the existing and/or proposed service area of the proposed facility.
9. List all wastes and/or materials to be accepted by the facility. Enter the maximum throughput (i.e., incoming quantity) of each material.
  - Use units and an acceptance frequency appropriate to the waste material being handled (e.g., number of tires per year for waste tires managed, tons per day for C&D debris, cubic yards per year for yard trimmings, gallons per year for used oil, etc.).
10. Describe all on-site storage for solid waste(s) handled and list the total capacity that is available.
11. Check all applicable boxes that describe the facility that is the subject of this registration.
  - Note: For each registration type that requires an additional addendum, please complete the addendum and attach to this application. Facility-specific addenda can be found on the Department website:  
<http://www.dec.ny.gov/chemical/52706.html>
12. Certification must be completed by the registration holder (site owner or site operator).  
Note: Retain a copy of this form and all applicable attachments. Submit form(s) to the appropriate Regional Materials Management Engineer (see below).

## REGIONAL OFFICES

Please send all applications to the attention of the Regional Materials Management Engineer.

DEC Region	Address	Phone	Counties Served
1	SUNY Stony Brook 50 Circle Road Stony Brook, NY 11790	(631) 444-0375	Nassau, Suffolk
2	1 Hunters Point Plaza 47-40 21 <sup>st</sup> Street Long Island City, NY 11101	(718) 482-4996	Bronx, Kings, New York, Queens, Richmond
3	21 South Putt Corners Road New Paltz, NY 12561	(845) 256-3000	Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster, Westchester
4	1130 North Westcott Road Schenectady, NY 12306	(518) 357-2045	Albany, Columbia, Delaware, Greene, Montgomery, Otsego, Rensselaer, Schenectady, Schoharie
5	232 Golf Course Road Warrensburg, NY 12885	(518) 623-1200	Clinton, Essex, Franklin, Fulton, Hamilton, Saratoga, Warren, Washington
6	317 Washington Street Watertown, NY 13601	(315) 793-2590	Herkimer, Jefferson, Lewis, Oneida, St. Lawrence
7	5786 Widewaters Parkway Syracuse, NY 13214	(315) 426-7400	Broome, Cayuga, Chenango, Cortland, Madison, Onondaga, Oswego, Tioga, Tompkins
8	6274 East Avon-Lima Road Avon, NY 14414	(585) 226-5411	Chemung, Genesee, Livingston, Monroe, Ontario, Orleans, Schuyler, Seneca, Steuben, Wayne, Yates
9	700 Delaware Avenue Buffalo, NY 14209	(716) 851-7220	Allegany, Cattaraugus, Chautauqua, Erie, Niagara, Wyoming



**Department of  
Environmental  
Conservation**

**DIVISION OF MATERIALS MANAGEMENT**

DEPARTMENT USE ONLY	
DEC ACTIVITY #	
DATE VALIDATED	
EXPIRATION DATE	

**REGISTRATION FORM FOR A SOLID WASTE MANAGEMENT FACILITY**

Please read attached instructions (found at the end of this document) before completing this application. This is not a UPA permit. Solid waste management facility operations are not authorized until a registration is validated by the Department. Attach all required information to this form, as described in the instructions.

**1. REQUEST TYPE** (check applicable box)

Initial (new facility)     Renewal     Modification

**2. FACILITY INFORMATION**

Facility Name		Facility Address		
City/Town		Zip Code	Phone	DEC Region
NYTM – E Coordinate	NYTM – N Coordinate	DEC Activity Number (for renewal or modification only)		

**3. FACILITY OWNER**

Owner Name		Owner Address	
City/Town/State/Zip Code		Owner Phone	Owner Email

**4. FACILITY OPERATOR**

Operator Name	<input type="checkbox"/> <i>same as facility owner</i>	Operator Address	
City/Town/State/Zip Code		Operator Phone	Operator Email

**5. SITE OWNER**

Site Owner Name	<input type="checkbox"/> <i>same as facility owner</i>	Site Owner Address	
City/Town/State/Zip Code		Site Owner Phone	Site Owner Email

**6. PREFERRED CONTACT**

Facility Owner     Facility Operator     Site Owner     Other (provide): \_\_\_\_\_

**7. FACILITY OPERATING DAYS/HOURS**

**8. SERVICE AREA**

**9. SOLID WASTE RECEIVED**

Material	Maximum Throughput		
	Quantity	Units	Frequency (day/mo/wk/yr)
1.			
2.			
3.			
4.			

**10. TOTAL STORAGE CAPACITY**

**11. REGISTRATION TYPE \* Indicates Addendum required – see instructions for additional details****Facility Type (check all applicable)**

<input type="checkbox"/> Research, Development, and Demonstration Project [360.18(a)]	<input type="checkbox"/> Waste Tire Collection and Storage [361-6.3(a)(1)]
<input type="checkbox"/> Recyclables Handling and Recovery [361-1.3(a)]	<input type="checkbox"/> Waste Tire Sellers [361-6.3(a)(2)]
<input type="checkbox"/> Land Application and Associated Storage – Storage of Recognizable Food Processing Waste [361-2.3(b)(1)] *	<input type="checkbox"/> Waste Tire Retreaders [361-6.3(a)(3)]
<input type="checkbox"/> Land Application and Associated Storage – Storage of Manure and Food Processing Wastes or Scraps [361-2.3(b)(2)] *	<input type="checkbox"/> Scrap Metal Processors [361-7.3(a)(1)]
<input type="checkbox"/> Land Application and Associated Storage – Land Application of Unrecognizable Food Processing Waste or Papermill Residuals [361-2.3(b)(3)] *	<input type="checkbox"/> Motor Vehicle Repair Shop - Store > 50 ELVs on-site at any time [361-7.3(b)(1)]
<input type="checkbox"/> Land Application and Associated Storage – Land Application of Septage or Composting Toilet Residuals [361-2.3(b)(4)] *	<input type="checkbox"/> Vehicle Dismantling Facility - Receive > 25 ELVs/year or store > 50 ELVs on-site at any time [361-7.3(b)(2)]
<input type="checkbox"/> Land Application and Associated Storage – Storage of Septage or Composting Toilet Residuals [361-2.3(b)(5)] *	<input type="checkbox"/> Mobile Vehicle Crusher [361-7.3(b)(3)]
<input type="checkbox"/> Third-Party Manure Applier at CAFO [361-2.3(c)] *	<input type="checkbox"/> Used Cooking Oil and Yellow Grease Processing [361-8.3]
<input type="checkbox"/> Composting – Yard Trimmings [361-3.2(b)(1)] *	<input type="checkbox"/> Navigational Dredged Material Handling and Recovery [361-9.2]
<input type="checkbox"/> Composting – Source Separated Organics [361-3.2(b)(2)] *	<input type="checkbox"/> Combustion and Thermal Treatment – Waste Tires [362-1.3(a)]
<input type="checkbox"/> Composting – Animal Mortalities [361-3.2(b)(3)] *	<input type="checkbox"/> Combustion and Thermal Treatment – Used Cooking Oil or Yellow Grease [362-1.3(b)]
<input type="checkbox"/> Composting – Digestate [361-3.2(c)] *	<input type="checkbox"/> Combustion and Thermal Treatment – Alternative Fuel Storage [362-1.3(c)]
<input type="checkbox"/> Anaerobic Digestion [361-3.3(b)(1)] *	<input type="checkbox"/> Transfer Facility – 50 tons/day [362-3.3(a)]
<input type="checkbox"/> Anaerobic Digestion – Digestate Storage or Land Application [361-3.3(b)(2)] *	<input type="checkbox"/> Transfer Facility – septage [362-3.3(b)]
<input type="checkbox"/> Fermentation for Source Separated Organics [361-3.4(b)(1)] *	<input type="checkbox"/> Transfer Facility – source separated recyclables [362-3.3(c)]
<input type="checkbox"/> Animal Feed Production [361-3.5(b)(1)] *	<input type="checkbox"/> Landfill Reclamation [363-11.2]
<input type="checkbox"/> Other Organics Recycling [361-3.6(b)(1)] *	<input type="checkbox"/> RMW Generator – Treatment at biosafety level 3 facility with FSAP registration [365-1.2(d)(1)(ii)] *
<input type="checkbox"/> Mulch Processing [361-4.3] *	<input type="checkbox"/> RMW Treatment, Storage, and Transfer – Storage of Radiological RMW [365-2.3(a)] *
<input type="checkbox"/> CDDHRF – Concrete, Brick, Rock, Asphalt Pavement or Millings [361-5.3(a)(1)]	<input type="checkbox"/> RMW Generator – Treatment of less than 500 lbs/month (except for a biocontainment facility at biosafety level 3 or 4) at the Site of RMW Generation [365-1.2(d)(1)(i)] *
<input type="checkbox"/> CDDHRF – Concrete, Brick, Rock, Asphalt Pavement Storage Only [361-5.3(b)(1)]	<input type="checkbox"/> RMW Treatment, Storage, and Transfer – Healthcare Facilities that Treat, Store or Dispose of RMW from Other Generators (except Part 364 Transporters) [365-2.3(b)] *
<input type="checkbox"/> CDDHRF – Asphalt Roofing Shingles [361-5.3(a)(2)]	<input type="checkbox"/> Infectious Waste Management – Storage at the Site of Waste Generation [365-3.3(a)] *
<input type="checkbox"/> CDDHRF – Gypsum Wallboard [361-5.3(a)(3)]	<input type="checkbox"/> Infectious Waste Management – Storage/Transfer Locations Other than the Site of Generation [365-3.3(b)] *
<input type="checkbox"/> CDDHRF – Uncontaminated, Unadulterated Wood [361-5.3(a)(4)]	<input type="checkbox"/> Infectious Waste Management – Temporary Treatment Devices at the Site of Waste Generation [365-3.3(c)] *
<input type="checkbox"/> CDDHRF – Soil/Sand/Gravel/Rock without contamination [361-5.3(a)(5)]	<input type="checkbox"/> Used oil collection centers [374-2.10(a)]
<input type="checkbox"/> CDDHRF – Other CDD with Case-Specific BUD [361-5.3(a)(6)]	

**12. CERTIFICATION**

I hereby affirm under penalty of perjury that information provided on this form and attached statements and exhibits was prepared by me or under my supervision and direction and is true to the best of my knowledge and belief, and that I have the authority as \_\_\_\_\_ (title) of \_\_\_\_\_ (entity) to sign this registration form pursuant to 6 NYCRR Part 360, Section 360.15. By signing this registration form, I affirm that I have read the applicable regulations and will abide by all conditions of the registration requirements under Parts 360, 361, 362, 363, and 365, as applicable. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Printed/Typed Name

Signature

Date



**Department of  
Environmental  
Conservation**

**ORGANICS RECYCLING ADDENDUM**  
**DIVISION OF MATERIALS MANAGEMENT**

This document applies to facilities registering to operate under 6 NYCRR Subparts 361-2, 361-3, and 361-4. Please complete this addendum and attach it to the facility's Registration Form for a Solid Waste Management Facility. Solid waste management facility operations are not authorized until a registration is validated by the Department.

<b>1. REGISTRATION TYPE</b>	<b>Citation</b>	<b>Complete Section #s:</b>
<b>LAND APPLICATION AND ASSOCIATED STORAGE</b> <b>361-2</b>		
<input type="checkbox"/> Storage of more than 20 cubic yards for recognizable food processing waste	361-2.3(b)(1)	2, 3
<input type="checkbox"/> Manure storage facility that also accepts uncontaminated food scraps or food processing wastes	361-2.3(b)(2)	2, 3
<input type="checkbox"/> Land application facility for unrecognizable food processing wastes or papermill residuals	361-2.3(b)(3)	2, 4
<input type="checkbox"/> Land application facility for septage from a single hauler using not more than two vehicles at any one time for collection related to land application, or the residuals from a composting toilet	361-2.3(b)(4)	2, 4
<input type="checkbox"/> Storage facility for septage from a single transporter using no more than two vehicles for collection or the residuals from a composting toilet	361-2.3(b)(5)	2, 3
<input type="checkbox"/> Third-Party manure land application on a CAFO farm	361-2.3(c)	2, 4
<input type="checkbox"/> Land application or storage facility for digestate (non-CAFO site), if allowed under Subpart 361-3.3	361-3.3(b)(2)	2, 3, 4
<b>COMPOSTING AND OTHER ORGANICS RECYCLING FACILITIES</b> <b>361-3</b>		
<input type="checkbox"/> Composting facility that accepts more than 3,000 cubic yards but not more than 10,000 cubic yards of yard trimmings per year	361-3.2(b)(1)	2, 5
<input type="checkbox"/> Composting facility that accepts no more than 5,000 cubic yards or 2,500 wet tons, whichever is less, of SSO per year	361-3.2(b)(2)	2, 5
<input type="checkbox"/> Composting facility for animal mortalities	361-3.2(b)(3)	2, 5
<input type="checkbox"/> Composting facility for digestate, if allowed under Subpart 361-3.3	361-3.2(c)	2, 5
<input type="checkbox"/> Anaerobic digestion facility that accepts less than 50 tons of waste per day or is located on a CAFO, and does not accept any sanitary wastes (biosolids, sewage sludge, etc.)	361-3.3(b)(1)	2, 6
<input type="checkbox"/> Fermentation facility that accepts less than 10 tons of SSO per day and does not accept any sanitary wastes	361-3.4(b)(1)	2, 6
<input type="checkbox"/> Animal feed production facility	361-3.5(b)(1)	2, 7
<input type="checkbox"/> Other organics recycling facility that accepts less than 10 tons of SSO per day and does not accept any sanitary wastes	361-3.6(b)(1)	2, 6
<b>MULCH PROCESSING FACILITIES</b> <b>361-4</b>		
<input type="checkbox"/> Mulch processing facility with more than 10,000 cubic yards but less than 25,000 cubic yards of material, including storage of incoming material and processed material	361-4.3(a)(1)	2
<b>2. ADDITIONAL WASTE/FACILITY DETAILS</b>		
<b>WASTE SOURCES</b> – For each waste/feedstock, please list the source(s) and frequency of waste acceptance.		
<b>ODOR MANAGEMENT</b> – Describe how the facility will manage odors and deal with nuisance complaints.		

### 3. STORAGE FACILITIES

#### STORAGE TANK OR SURFACE IMPOUNDMENT DETAILS (attach additional pages as necessary)

<b>Storage Structure 1</b>	Storage type (e.g., tank, impoundment, lagoon, etc.)		Waste(s) contained in structure
	Size	Construction details (e.g., material, liner details, etc.)	NRCS Code NY313 Certified?
<b>Storage Structure 2</b>	Storage type (e.g., tank, impoundment, lagoon, etc.)		Waste(s) contained in structure
	Size	Construction details (e.g., material, liner details, etc.)	NRCS Code NY313 Certified?

### 4. LAND APPLICATION FACILITIES

#### APPLICATION SITE(S) DETAILS (attach additional pages as necessary)

<b>Site 1</b>	Farm Owner Name	Street Address	
	Phone	City/Town	Zip
<b>Site 2</b>	Farm Owner Name	Street Address	
	Phone	City/Town	Zip

### 5. COMPOSTING FACILITIES

#### BULKING AGENTS – List type, source, and quantity of all required bulking agents.

#### COMPOST PROCESS – Describe type of composting process to be used (e.g., windrow, aerated static pile, in-vessel, etc.)

#### PRE-PROCESSING – Describe any preprocessing at the site (e.g., depackaging, dewatering, etc.)

### 6. AD, FERMENTATION, and OTHER FACILITIES

#### PRE-PROCESSING – Describe any preprocessing at the site (e.g., depackaging, mixing, grinding, etc.)

#### DIGESTATE or BYPRODUCT MANAGEMENT

Quantity Produced (per year)	Usage (e.g., land app, bedding, etc.)	Location of use
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### 7. ANIMAL FEED

BUD No. (if applicable)	Describe process for receiving and containing waste on-site.
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Attach information needed to show compliance with the registration criteria in 6 NYCRR Part 361.



DEPARTMENT USE ONLY

DEC APPLICATION NO. ACTIVITY NUMBER(S) 
 DIVISION OF MATERIALS MANAGEMENT  
 APPLICATION FOR A SOLID WASTE MANAGEMENT FACILITY PERMIT

Please read all instructions before completing this application

[Reset Form](#)

Please TYPE or PRINT clearly

## 1. APPLICATION TYPE (CHECK ALL APPLICABLE BOXES):

 Initial (New)  Modification  Renewal (Existing permit expiration date: \_\_\_\_\_)

## 2. APPLICANT IS:

 Facility Owner  Facility Operator

## 3. IS APPLICATION FILED BY OR ON BEHALF OF A MUNICIPALITY?

 YES (Name of municipality: \_\_\_\_\_)  NO

## 4. FACILITY NAME AND LOCATION (Attach USGS Topo Map showing exact location)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Town: \_\_\_\_\_

County: \_\_\_\_\_

Coordinates: NYTM-E \_\_\_\_\_

NYTM-N \_\_\_\_\_

Existing solid waste management facility permit number (if applicable): \_\_\_\_\_

 Check here if facility owner, operator and/or real property owner has changed since last application was submitted.

## 5. FACILITY OWNER'S INFORMATION

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone number: \_\_\_\_\_

Email: \_\_\_\_\_

## 6. FACILITY OPERATOR'S INFORMATION

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone number: \_\_\_\_\_

Email: \_\_\_\_\_

## 7. ENGINEER'S INFORMATION

Name: \_\_\_\_\_

NYS Professional Engineer License #: \_\_\_\_\_

Firm Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone number: \_\_\_\_\_

Email: \_\_\_\_\_

## 8. REAL PROPERTY OWNER'S INFORMATION

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone number: \_\_\_\_\_

Email: \_\_\_\_\_

 Check here if facility owner is not real property owner.  
*See instruction page for written permission requirement.*

## 9. TYPE OF FACILITY (CHECK ALL APPLICABLE BOXES)

<input type="checkbox"/> Combustion & Thermal Treatment (362-1)	<input type="checkbox"/> Navigational Dredge Material Handling & Recovery (361-9)
<input type="checkbox"/> C & D Debris Handling & Recovery (361-5)	<input type="checkbox"/> Nonspecific Facilities (360.17)
<input type="checkbox"/> Composting & Other Organics Processing (361-3)	<input type="checkbox"/> Recyclables Handling & Recovery (361-1)
<input type="checkbox"/> Household Hazardous Waste Collection (362-4)	<input type="checkbox"/> Research, Development, and Demonstration (360.18)
<input type="checkbox"/> Land Application & Associated Storage (361-2)	<input type="checkbox"/> Transfer (362-3)
<input type="checkbox"/> Landfill (363)	<input type="checkbox"/> Waste Oil (374-2)
<input type="checkbox"/> Regulated Medical Waste (365)	<input type="checkbox"/> Waste Tire Handling & Recovery (361-6)
<input type="checkbox"/> Mulch Processing (361-4)	<input type="checkbox"/> Used Cooking Oil & Yellow Grease (361-8)
<input type="checkbox"/> Municipal Solid Waste Processing (362-2)	

**10. NAME(S) OF ALL MUNICIPALITIES IN SERVICE AREA:****11. SOLID WASTE ACCEPTED:** Identify facility capacity and throughput of each waste type, as applicable**FOR MODIFICATION APPLICATION ONLY****12. DOES THE MODIFICATION APPLICATION INVOLVE (CHECK ALL APPLICABLE BOXES):** New waste type  New equipment  Waste acceptance rate increase  Facility expansion (including landfill)**SKIP QUESTION #13 AND #14 IF APPLYING FOR RENEWAL ONLY****13. APPLICATION DESCRIPTION***Include a brief description of new or modification request***14. FACILITY SIZE**a. Facility size proposed (acres) \_\_\_\_\_  
b. Total site area (acres) \_\_\_\_\_**For modification application ONLY**

c. Associated facility size change (acres) \_\_\_\_\_

**For Landfill ONLY**d. Facility size ultimately planned (acres) \_\_\_\_\_  
e. Existing landfill area on this site and adjacent properties (acres) \_\_\_\_\_  
f. Ultimate facility height above ground level (feet) \_\_\_\_\_**15. IS A VARIANCE REQUESTED FROM ANY PROVISION OF 6 NYCRR PART 360 SERIES?** Yes  No If yes, submit an application for variance and cite specific provision(s) here: \_\_\_\_\_**16. REAL PROPERTY OWNER CERTIFICATION** Corporation  Partnership  Sole Proprietorship  Municipality/other government entity  Other: \_\_\_\_\_

I hereby attest that I am the owner of the real property on which the facility is located or the proposed or modified facility will be located and am signing in my individual capacity.

Or if signing in a representative capacity: I hereby attest that I am the (indicate title or capacity) \_\_\_\_\_, an authorized representative of the owner of the real property on which the facility is located or the proposed or modified facility will be located. I am duly authorized on behalf of said owner to sign make this certification on this application.

I grant permission for the applicant to apply for the permit, and construct and operate the facility described in the application in accordance with a final DEC permit or approval. I also grant permission for the department to access the above-described real property, including any adjacent areas, during all reasonable times (including but not limited to 7:00 am to 7:00 pm Monday through Friday, and additional facility hours of operation, and as appropriate during emergencies and similar exigent circumstances) without the property owner, applicant or other representative of the property owner or facility present. If the property is posted with "keep out" signs or fenced with an unlocked gate, department staff may still enter the property. Department staff may traverse the property, inspect the facility, take measurements, analyze site physical characteristics, take soil and vegetation samples, sketch and photograph the property, and conduct other activities necessary to evaluate the permit application or assess the facility's compliance with the permit and any other applicable statutory or regulatory requirements.

I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Signature: \_\_\_\_\_ Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

Title or Representation if signing in a representative capacity: \_\_\_\_\_

**17. APPLICANT CERTIFICATION** Corporation  Partnership  Sole Proprietorship  Municipality/other government entity  Other: \_\_\_\_\_I hereby attest that I am the (check one)  President/Vice President  General Partner  Sole Proprietor  Duly Authorized Municipal Representative of (APPLICANT) \_\_\_\_\_ and the legally responsible party for this application as presented to NYSDEC. I affirm that the statements and information provided on this application and all attachments submitted herewith are true, accurate, and complete.

I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law. I accept full responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and hold harmless the State from any and all causes of action in law or equity, resulting from the said project.

Signature: \_\_\_\_\_ Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

## **Instructions for the completion of an Application for a Solid Waste Management Facility Permit**

### **General**

This application form is prescribed by the New York State Department of Environmental Conservation (DEC) for solid waste management facilities pursuant to the requirements of 6 NYCRR Parts 360, 361, 362, 363, 365, and 621. In order to be determined complete, the application must satisfy the requirements established in Subpart 621.3 and 621.4 and the plans, reports, and other supporting information required by Parts 360, 361, 362, 363, and 365. Applicants should make every effort to enter the information requested in the spaces provided on this form but **may attach additional sheets where space prohibits full and complete answers.** For the purposes of this form, the term "facility" shall mean "solid waste management facility."

Applicant is encouraged to reach out to Regional Permit Administrator for the DEC region (in which the facility is located or is proposed to be located) for a pre-application meeting prior to submitting solid waste management facility application. Submit all application materials to the Regional Permit Administrator for the DEC region. See Part 621 Appendix 1.

*If applicable, a certificate of status with the seal of the New York State Department of State to the department and a certificate of doing business under assumed name ("D/B/A") with the county clerk in the county where the facility is located should be submitted by facility owner and operator with the application.*

**Note:** The applicant should retain a copy of the completed application form.

### **Item Number**

**1. Check all boxes that pertain to the type of permit sought.**

An initial permit is the first permit the owner or operator receives for the facility. See 360.16

A permit renewal is used when intending to construct or operate beyond the current permit period. Enter the expiration date of current solid waste management facility permit. See 360.16(g) and 621.13

A permit modification is used for any change or amendment whatsoever to a current permit. See 360.16(f) and 621.13

Note: Landfill expansion application should check "Modification".

**2. Check the box that describes the applicant's affiliation with the facility. The applicant must either be the owner of the facility or the entity or person responsible for the overall operation of the facility. See 360.2(b)(13)**

**3. If the application is submitted by or on behalf of a municipality, enter the name of the municipality. See 360.2(b)(179) and (180)**

**4. Enter the facility's name, address, and solid waste management facility permit number (if applicable). Attach a USGS Topographic Map, or a copy of one, showing the exact location of the facility.**

For renewal and modification applications: Check the box if the facility owner, operator, or real property owner information has changed since the solid waste management facility application was last submitted.

**5. Identify the entity or person who owns the facility. See definition of "person", 360.2(b)(198).**

**6. Identify the entity or person responsible for the overall management and operation of the facility.**

**7. Identify the individual licensed to practice engineering in the State of New York who is responsible for the design of the facility, and the preparation and certification of any supporting information required to be submitted with this application. Include the name of the firm which employs the engineer, where applicable. See 360.6 and 621.3(a)(1)**

**8. Identify the entity or person who owns the real property on which the facility is situated, or who will own the real property on which the proposed facility will be situated. See 360.2(b). If the facility owner is different from the real property owner, check the box and obtain written permission from the real property owner(s) of land to construct and operate the proposed facility on the real property. See 360.16(c)(1)(iii)**

**9. Check the box that most closely describes the facility that is the subject of this application. For combination facilities check all applicable boxes. For Research, Development and Demonstration permits and Nonspecific permits, see 360.18 and 360.17 respectively.**

**10. Enter the name of all municipalities in the existing and/or proposed service area of the facility. See 360.2(b)(246) and 360.16(c)(5) & (d)**

11. Enter the specific wastes to be accepted at the facility. See 360.2 for definitions for various types of wastes. If applying for a permit renewal or modification, enter the new or existing "approved design capacity" from the current permit. See 360.2(b)(14). For initial permit and modification, enter the proposed "approved design capacity". See 360.2(b)(14) & (15). Generally, units must be expressed as tons per day, except that waste oil must be in gallons, waste tires must be number of tires, and land application and composting must be dry tons per day.
12. FOR MODIFICATION APPLICATION ONLY. Check all boxes that pertain to the type of modification sought. Facility expansion includes any vertical or horizontal expansion of the facility footprint. If none of the options is applicable, leave this section blank.
13. This section can be skip if applying for renewal ONLY. Otherwise, enter brief project description.
14. This section can be skip if applying for renewal ONLY.
  - a. Enter the area proposed to be occupied by the facility, not including access roads, appurtenances, and land buffer areas. See 360.2(b)(101)
  - b. Enter the area of the contiguous property on which the facility is situated, including the area of the facility, access roads, appurtenances, land buffer and unused areas.
  - c. FOR MODIFICATION APPLICATION ONLY. Enter the area that is impacted, changed or included by the modification request.
  - d. FOR LANDFILL ONLY. For facilities that are to be developed in stages, enter the total facility area that is ultimately proposed, inclusive of all stages.
  - e. FOR LANDFILL ONLY. Enter any existing landfill area on the site and on adjacent properties that were subdivided from this site within the previous five years.
  - f. FOR LANDFILL ONLY. Enter the heights of the highest point of the proposed facility as measured from existing ground level.
15. Identify all provisions of Part 360 Series regulations from which a variance is sought. The variance request must satisfy the requirements of 360.10 and 621.3(a)(5). Attach documentation as necessary. A variance request that is submitted on behalf of a facility with a current permit must be submitted as an application for a permit modification. Application form for variance request is available on NYSDEC website at: [https://www.dec.ny.gov/docs/materials\\_minerals\\_pdf/360varapp.pdf](https://www.dec.ny.gov/docs/materials_minerals_pdf/360varapp.pdf)
16. The certification block must be completed by the real property owner or an authorized representative of the real property owner.
17. The certification block must be completed by the applicant or an authorized representative. See 360.16(a) and 621.3(a)(2)  
Part 360.16(a) indicates the form must be signed by:
  - (1) corporations: by a duly authorized principal executive officer of at least the level of vice president;
  - (2) partnership or limited partnership: by a general partner;
  - (3) sole proprietorship: by the proprietor; or
  - (4) a municipal, State, or other governmental entity: by a duly authorized principal executive officer or elected official.

**Appendix 5- Town of Brookhaven L-2 Zoning Use District Uses**

**L Industrial District : Brookhaven  
Special Permit Heavy Industry**

A.

Vehicle dismantlers.

B.

Acetylene, natural or any type of gas manufacture and the storage thereof.

C.

Asphalt manufacture or refining.

D.

Cement, lime, gypsum or plaster of paris manufacture.

E.

Concrete batching or manufacture, precast manufacture or concrete products.

F.

Chemical works and manufacture.

G.

Explosives manufacture or storage.

H.

Fat rendering.

I.

Fertilizer manufacture.

J.

Garbage, offal or dead animals reduction, dumping or incineration.

K.

Gas manufacture of all types.

L.

Glue manufacture.

M.

Ink manufacture.

N.

Junkyards.

O.

Petroleum refining.

P.

Plastic compounds.

Q.

Scrap processors, as defined in Chapter 42 of the Code of the Town of Brookhaven.

R.

Shredding, crushing or grinding of concrete, concrete products, cement, cement products, asphalt, construction or demolition debris, automobiles, scrap metal or other metallic substances.

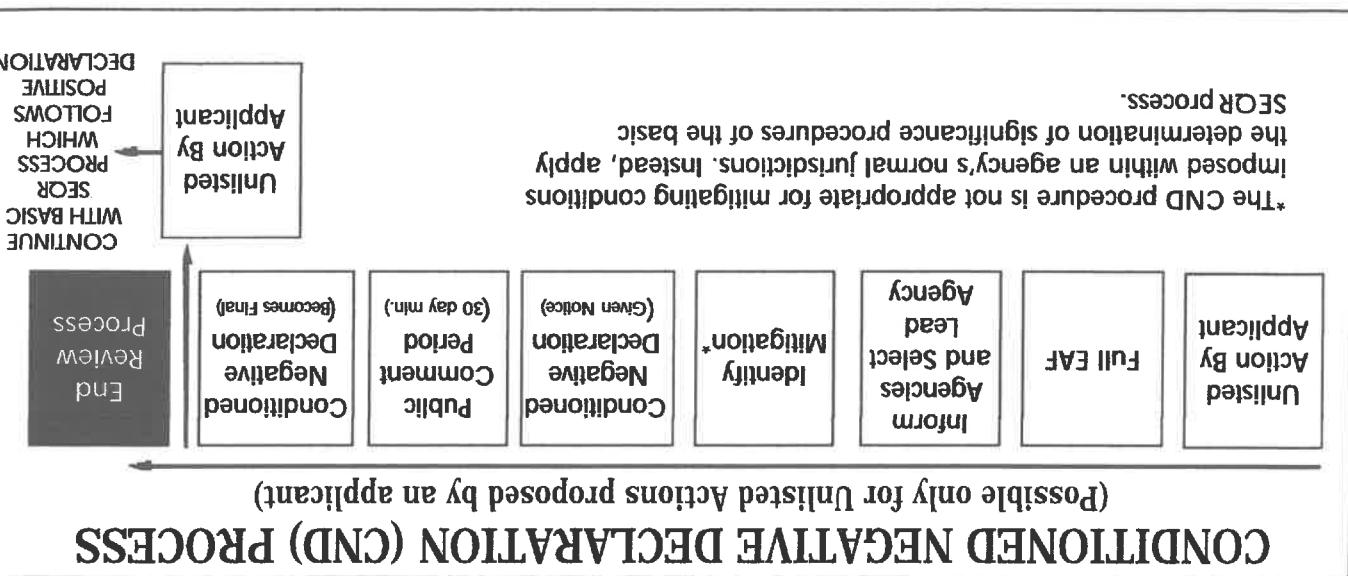
S.

Smelting of tin, copper, zinc or iron ores.

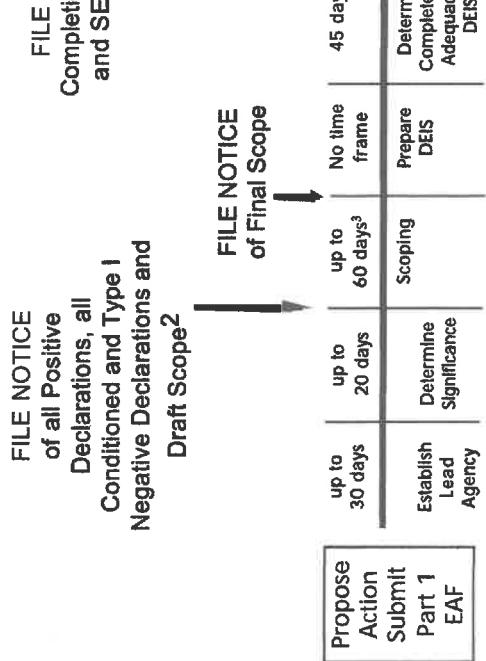
T.

Transfer stations.

## SEQRTIME FRAMES<sup>1</sup>



FILE NOTICE of all Positive Declarations, all Conditional and تصريحات جميع الإيجابيات، كل تصريحات الشرطية والغير الشرطية



## Footnotes

1-All time frames may be extended by mutual consent of involved parties.

2-No time frame required for submittal of a draft scope. The lead agency will send notice of the draft scope to the ENB when it receives it from the sponsor.

3-Time clock starts with submission of draft scope by applicant

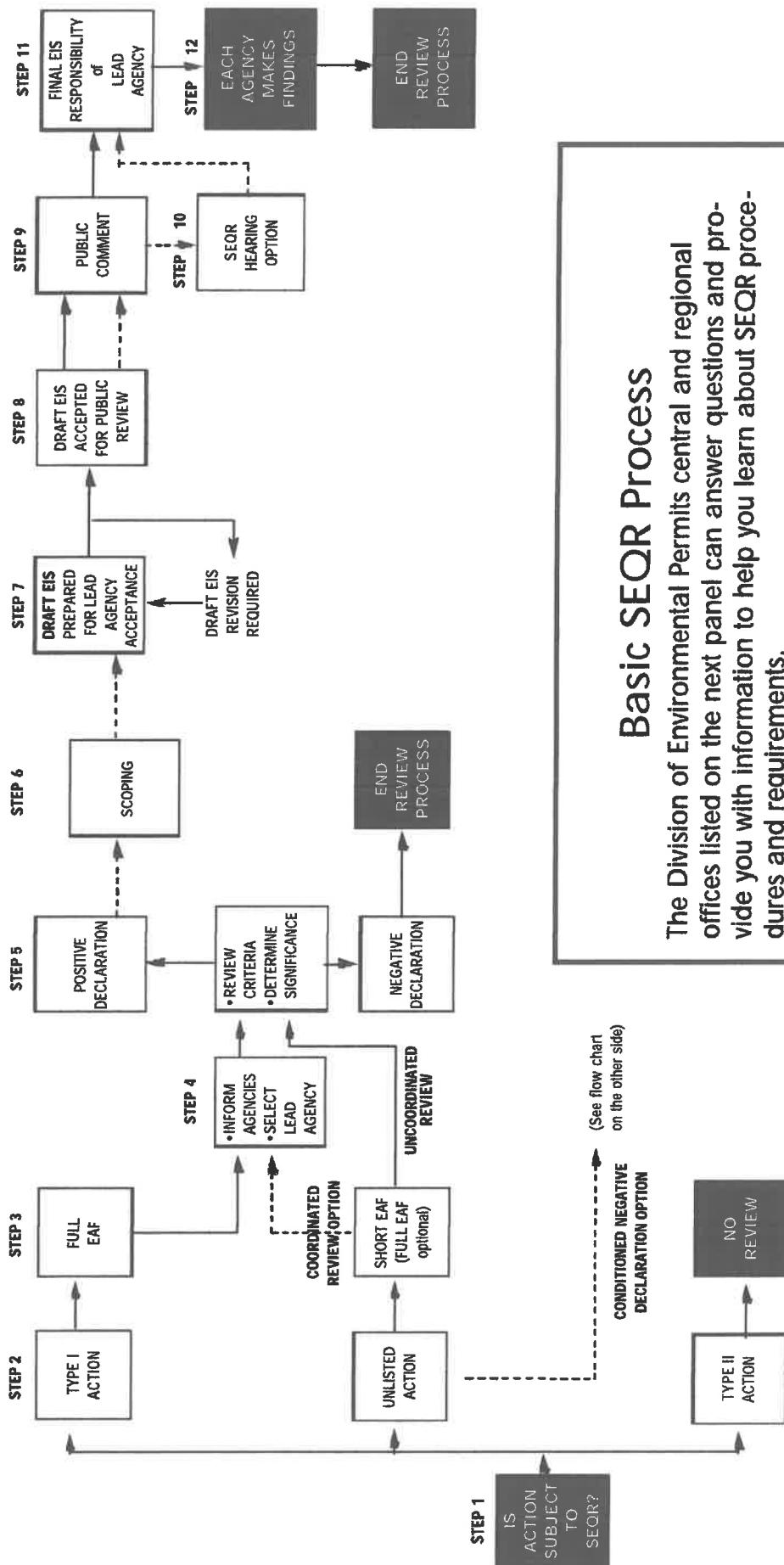
4-Thirty days resubmitted DEIS

5-Publish hearing in general circulation newspaper at least 14 days before a public hearing. The hearing may commence on the 15th day.

6-Public comment must remain open until 10 days after the close of hearing.

7-When applicant is involved, lead agency findings and decisions must be made within 30 days of filing the FEIS; otherwise, findings not required until an agency must make a decision on final action.

Reg	50 C (631)	Reg	One Long (71E)	Reg	Ulist
Reg	21 S (845)	Reg	Mon cour	Reg	115C (51E)
Reg	Sara 1111 (51E)	Reg	Law. Stat	Reg	Yate 627, (585)
Reg	Onta	Reg	Niag 270	Reg	[71C Cent (51E)



## Basic SEQR Process

The Division of Environmental Permits central and regional offices listed on the next panel can answer questions and provide you with information to help you learn about SEQR procedures and requirements. These references are available:

- The statewide SEQR regulations, 6 NYCRR Part 617 (the latest revision effective January 1, 2019)
- The SEQR Cookbook—a step-by-step discussion of the basic SEQR process
- SEQR Handbook—<https://www.dec.ny.gov/permits/6188.html>
- **SEQR EAF Workbooks** - <https://www.dec.ny.gov/permits/90125.html>
- Citizen's Guide to SEQR
- Local Official's Guide to SEQR
- DEC SEQR website: <https://www.dec.ny.gov/permits/357.html>

## Appendix 6- SEQRA Flow Diagram

**Appendix 7- Town of Riverhead Commercial Solid Waste Quarterly Report Form**

**Town of Riverhead  
Commercial Solid Waste Carter  
Quarterly Report**

Please enter the weight or volume of each category of waste collected from commercial operations within the boundaries of the Town of Riverhead. Commercial operations include any business, stores, restaurant, schools, hospitals, factories, government offices or other non-residential operations. All quarterly reports must be received no later than thirty days after the completion of each quarter and may be addressed to Drew Dillingham, Engineering Department, 1295 Pulaski Street, Riverhead, NY 11901.

Questions regarding the completion of these forms should be directed to 631-727-3200 ext. 201.

January to March   
July to September

April to June   
October to December

Year: \_\_\_\_\_

Carting Company Name: \_\_\_\_\_

Company Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_

Collection Category	Weight (Tons)	
Mixed Paper		
Co-mingled Glass, Metal And/Or Plastic Containers		
Bulk Recyclable Items (Appliances, Furniture, Machinery, etc.)		
Yard Waste		
C & D Debris		
General Non-recyclable Waste		

Quarterly report completed by (signature): \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_

**Appendix 8- Town of Riverhead SWMP: Municipal Solid Waste Detailed Composition Analysis**

## Step 4. Municipal Solid Waste (MSW) Detailed Composition Analysis

The next step is to *Identify the Materials Composition of the Waste Stream* based on population density, and demographic characteristics of the Planning Unit.

This tab will provide the PU with a more detailed estimate of the materials present in the waste stream, which could be crucial when prioritizing the initiatives and programs of the LSMP.

The population density distribution has been calculated based on the 2010 Census data and will be auto populated when a planning unit is selected. The following parameters were used:

- Rural: <325 persons/mi<sup>2</sup>
- Suburban: >325 and <5,000 persons/mi<sup>2</sup>
- Urban: >5,000 persons/mi<sup>2</sup>

Under Density Population Distribution, the user has the option to modify the percentage values for the Sector (Residential and Commercial/Institutional) based on land use and specific characteristics of each planning unit. For example: A rural population in Westchester County could be 64% Residential and 36% Commercial / Institutional, while in Wyoming County might be 50% Residential and 50% Commercial / Institutional.

The results are presented on the last right column under MSW Materials Composition. Be aware of color changes on the cells, whenever a category represents over 15% of the total waste generation, the cell will turn **red** to easily identify key categories of the waste stream. It will also facilitate the selection of initiatives, programs, and infrastructure for the solid waste management system.

Note: If no data exists, use the pre-populated information in the worksheet.

Town of Riverhead 2020-2029												
Material	Density Population Distribution	Rural			Suburban			Urban			MSW Materials Composition (%)	
		19.98%			80.01%			0.00%				
		Residential	Comm/Inst.	Combined	Residential	Comm/Inst.	Combined	Residential	Comm/Inst.	Combined		
		58.00%	42.00%	100.00%	55.00%	45.00%	100.00%	58.00%	42.00%	100.00%		
Newspaper	Newspaper	5.20%	1.80%	3.81%	5.00%	1.90%	3.81%	6.80%	2.00%	4.87%	3.65%	
	Corrugated Cardboard	8.80%	13.80%	9.67%	8.80%	13.80%	9.67%	6.90%	13.70%	9.70%	9.24%	
	Paperboard	3.20%	1.10%	2.32%	3.30%	1.00%	2.27%	3.60%	0.90%	2.47%	2.28%	
	Office Paper	0.80%	3.80%	2.06%	0.90%	4.20%	2.35%	1.10%	5.80%	3.07%	2.32%	
	Junk Mail	3.00%	0.70%	2.03%	3.20%	0.70%	2.08%	3.50%	0.70%	2.32%	2.09%	
	Other Commercial Printing	1.70%	2.30%	1.95%	1.70%	2.40%	2.02%	2.30%	2.60%	2.43%	0.93%	
	Magazines	1.10%	0.90%	1.02%	1.00%	0.80%	0.91%	1.10%	1.00%	1.06%	0.41%	
	Books	0.50%	0.30%	0.42%	0.50%	0.30%	0.41%	0.60%	0.40%	0.52%	0.37%	
	Paper Bags	0.50%	0.20%	0.37%	0.50%	0.20%	0.37%	0.60%	0.20%	0.43%	0.30%	
	Phone Books	0.30%	0.30%	0.30%	0.30%	0.30%	0.30%	0.30%	0.20%	0.26%	0.21%	
Other Recyclable Paper	Poly-Coated	0.20%	0.30%	0.24%	0.20%	0.20%	0.20%	0.30%	0.20%	0.26%	10.88%	
	Other Recyclable Paper (Total)	11.30%	9.80%	10.71%	11.80%	10.10%	10.93%	13.40%	12.00%	12.81%	6.48%	
	Other Compostable Paper	8.80%	6.80%	8.80%	8.40%	6.40%	8.40%	8.80%	8.80%	8.80%	30.85%	
	Total Paper	29.90%	32.50%	30.99%	29.68%	32.30%	30.82%	33.70%	34.50%	34.84%	1.11%	
	Ferrous/Aluminum Containers	1.90%	1.00%	1.52%	1.20%	0.70%	0.98%	1.40%	0.70%	1.11%	1.08%	
	Aluminum Containers	0.70%	0.40%	0.57%	0.60%	0.30%	0.47%	0.50%	0.40%	0.46%	0.49%	
	Ferrous/Aluminum Containers (Total)	2.80%	1.40%	2.10%	1.80%	1.00%	1.44%	1.90%	1.10%	1.58%	1.57%	
	Other Ferrous Metals	5.20%	5.40%	5.26%	5.00%	5.80%	5.36%	5.30%	3.70%	5.34%	0.24%	
	Other Non-Ferrous Metals	0.20%	0.30%	0.24%	0.20%	0.30%	0.25%	0.20%	0.30%	0.20%	0.58%	
	Automotive batteries	0.80%	0.50%	0.57%	0.70%	0.40%	0.57%	0.20%	0.20%	0.20%	0.36%	
Other Non-Ferrous Metals	Other non-aluminum	0.50%	0.30%	0.42%	0.30%	0.40%	0.35%	0.40%	0.20%	0.32%	1.19%	
	Other Non-Ferrous Metals (Total)	1.00%	1.10%	1.33%	1.20%	1.10%	1.16%	0.80%	0.70%	0.76%	1.11%	
	Total Metals	8.30%	7.90%	8.71%	8.00%	7.90%	7.94%	8.00%	5.50%	7.93%	0.68%	
	PET Containers	1.10%	0.80%	0.97%	0.90%	0.80%	0.86%	1.20%	1.00%	1.12%	0.83%	
	HDPE Containers	1.10%	0.60%	0.86%	0.90%	0.70%	0.81%	1.00%	0.70%	0.87%	0.19%	
	Other Plastic (3-7) Containers	0.20%	0.10%	0.18%	0.20%	0.20%	0.20%	0.20%	0.20%	0.20%	5.66%	
	Film Plastic	5.70%	5.90%	5.78%	5.50%	5.80%	5.84%	5.80%	5.80%	5.80%	3.10%	
	Durables	3.10%	3.20%	3.14%	3.00%	3.20%	3.05%	3.20%	3.30%	3.24%	1.69%	
	Non-Durables	1.60%	1.80%	1.58%	1.60%	1.80%	1.69%	1.80%	1.90%	1.84%	1.27%	
	Packaging	1.40%	1.10%	1.27%	1.40%	1.10%	1.27%	1.50%	1.10%	1.33%	6.86%	
Other Plastic	Other Plastic (Total)	8.10%	8.10%	8.10%	6.00%	8.10%	8.05%	8.50%	6.30%	8.42%	13.82%	
	Total Plastics	14.20%	13.50%	13.91%	13.50%	12.60%	13.55%	14.70%	14.00%	14.41%	3.85%	
	Glass Bottles, Jars and Containers	4.10%	3.80%	3.97%	3.80%	3.80%	3.88%	4.30%	3.80%	4.01%	0.37%	
	Other Glass (Flat glass, dishware, light bulbs, etc.)	0.50%	0.40%	0.46%	0.30%	0.40%	0.35%	0.40%	0.40%	0.40%	4.25%	
	Total Glass	4.60%	4.20%	4.43%	4.20%	4.20%	4.10%	4.70%	4.20%	4.41%	13.85%	
	Food Scraps	12.70%	13.30%	12.90%	12.50%	15.50%	14.07%	17.20%	25.20%	20.55%	8.70%	
	Leaves and Grass / Pruning and Trimmings	3.10%	1.10%	2.26%	1.10%	10.31%	4.20%	1.50%	2.00%	2.07%	22.55%	
	Total Organics	15.80%	14.40%	15.21%	24.20%	24.60%	24.38%	21.40%	26.70%	23.63%	3.87%	
	Clothing Footwear, Towels, Sheets	4.80%	3.00%	3.93%	4.40%	3.20%	3.86%	4.80%	2.50%	3.83%	1.52%	
	Carpet	1.40%	1.30%	1.38%	1.70%	1.40%	1.57%	1.70%	0.80%	1.36%	5.40%	
Other Textiles	Total Textiles	6.00%	4.30%	5.29%	6.10%	4.60%	5.43%	6.50%	3.40%	5.30%	3.98%	
	Total Wood (Pallets, crates, adulterated and non-adulterated wood)	4.10%	9.00%	6.18%	2.80%	4.10%	3.44%	2.00%	3.50%	2.83%	4.21%	
	DM - Construction & Renovation Materials	8.00%	7.00%	7.83%	3.80%	2.70%	3.31%	4.40%	3.80%	4.15%	1.67%	
	Diapers	1.90%	1.10%	1.68%	2.10%	1.20%	1.70%	2.30%	1.10%	1.80%	1.58%	
	Electronics	1.30%	1.40%	1.34%	1.80%	1.70%	1.85%	1.30%	1.30%	1.30%	1.61%	
	Tree	1.80%	1.80%	1.80%	1.70%	1.40%	1.57%	0.50%	0.40%	0.40%	0.33%	
	HHW	0.80%	0.00%	0.35%	0.80%	0.00%	0.33%	0.80%	0.00%	0.29%	0.24%	
	Soils and Fines	0.80%	0.80%	0.80%	0.10%	0.20%	0.15%	0.10%	0.10%	0.10%	1.61%	
	Other Composite Materials - Durable and/or Inert	1.90%	1.70%	1.82%	1.80%	1.50%	1.58%	1.90%	1.50%	1.70%	11.25%	
	Total Miscellaneous	18.10%	14.20%	15.30%	11.50%	8.70%	10.24%	11.00%	8.20%	9.82%	100.00%	

**Appendix 9- Town of Riverhead Determination of the Zoning Board of Appeals**



# TOWN OF RIVERHEAD

**DENIED**

## DETERMINATION OF THE ZONING BOARD OF APPEALS

APPEAL NO: 2022-010

SUMMARY: Proposed recycling/waste management use

APPLICANT/PROPERTY OWNER: Taliesin East LLC, 100 Field Street, West Babylon, NY 11704 (Applicant & Owner)

RELIEF SOUGHT: for an interpretation of Chapter 301 Section 185A where proposed recycling/solid waste management use is not specifically permitted. The proposed use, however, is akin to specifically prohibited uses: "Dumps" and "Garbage disposal dumps, landfills, incinerators, or transfer stations." Industrial uses are those involved with manufacturing/creation of a product, typically within a building, i.e. a factory. The proposed use is deemed to be a salvage/recycling use; breaking down used and waste products into new materials.

LOCATION: 200 Scott Avenue, Calverton, NY

SCTM#: 600-135.20-1-13

ZONING DISTRICT: Planned Industrial Park (PIP) Zoning

DATE OF HEARING: 4/14/2022 (Reserve decision 7/14/2022)

INSPECTION DATES: 4/3/2022, 4/8/2022, 4/12/2022, 4/14/2022

SUFFOLK COUNTY PLANNING COMMISSION: Pursuant to the Suffolk County Administrative Code Sections A14-14 to 23 referral of this matter to the Suffolk County Department of Planning and Development was not required, as interpretation are not reviewed by the commission.

SEQRA: The Zoning Board of Appeals has visited the property under consideration and reviewed the application and the Town's planning department determines that this review falls under Type II and does not require any further action pursuant to SEQRA.

PLEASE TAKE NOTICE that at the public hearings of the Town of Riverhead Zoning Board of Appeals on the above referenced dates, the above referenced appeal was heard, evidence placed into the record and the application was duly considered.

### HISTORY OF THE APPEAL:

The applicant has requested that this board interpret the PIP Zoning Use District to determine whether an anaerobic digester, a solid waste management facility that receives and recycles organics materials, and converts them to natural gas that is then piped to offsite users is a permitted use within the PIP Zoning Use District. The proposed use, however, is akin to specifically prohibited uses: "Dumps" and "Garbage disposal dumps, landfills, incinerators, or transfer stations." Industrial uses are those involved with manufacturing/creation of a product, typically within a building, i.e., a factory.

### ANALYSIS:

The PIP Zoning Use District is silent as to recycling facilities or anaerobic digesters. However, it allows the following as permitted uses:

301-185 Uses:

#### A(1)

Industrial uses, including component design, manufacturing, processing, fabrication, repair, testing and assembly, but prohibiting those uses specifically set forth at 301-114A(6), provided that all uses permitted hereunder are

**(12)**

Overnight and express mail package and postal sorting and distribution by surface transport.

**B.**

Special permit uses:

**(1)**

Outdoor sports facility.

Pursuant to 301-114A(6), the following uses (among others) are prohibited.

- Warehousing, indoor storage, distribution and wholesaling of nonhazardous and nonflammable materials.
- Warehousing, storage, wholesaling, or sale of hazardous, dangerous, and explosive materials such as acids, gases, ammunition, fireworks and explosives.
- Dumps
- Garbage disposal dumps, landfills, incinerators, or transfer stations.

**CONCLUSION/DETERMINATION:**

A reading of the existing zoning requires this board to concur with the Zoning Officer's determination that the use of anaerobic digester falls within the prohibited uses in the PIP Zoning Use District, including those that prohibit the Warehousing, indoor storage, distribution and wholesaling of nonhazardous and nonflammable materials, warehousing, storage, wholesaling, or sale of hazardous, dangerous, and explosive materials such as acids, gases, ammunition, fireworks, and explosives, dumps and garbage disposal dumps, landfills incinerators, or transfer stations. **Accordingly, the appeal must be denied.**

Although the Zoning Board find that the applicant's project does **not** conform to the zoning as set forth above, having listened to the testimony of the applicant and reviewed the materials submitted with the application, this board believe that it is appropriate for the Town Board as the legislature for the Town, to consider adding this use to the PIP Zoning Use District. The testimony revealed that the use could be beneficial to the taxpayer and provide renewable energy as well as additional opportunity for recycling, as such we encourage the Town Board to give it due consideration.

**Based upon the foregoing, this Board hereby DENIES the application in its entirety.**

The motion was made by Mr. Zaweski, seconded by Mr. Barnes, that the aforementioned determination be approved:

**THE VOTE**

**MR. ZAWESKI: AYE MR. BARNES: AYE  
MR. GAZZILLO: AYE MR. WITTMEIER: AYE  
MR. MC LAUGHLIN: AYE**

**This determination X was    was not  
therefore duly adopted**

If this is an approval, it is necessary that you take this duplicate original letter with you to the Building Department when applying for a Building Permit. Pursuant to Riverhead Town Code §105-8(D), any determination made by the Zoning Board of Appeals shall not become effective unless a permit is obtained in accordance herewith within one year of the date of such determination, unless the Zoning Board of Appeals has stipulated a different period

conducted within enclosed buildings, and when not within enclosed buildings, are suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval.

(2)

Warehousing, indoor storage, distribution and wholesaling of nonhazardous and nonflammable materials.

(3)

Research and testing laboratories.

(4)

General, executive, administrative, governmental, business and professional offices.

(5)

Public utility and service facilities, excluding incinerators which shall not be permitted.

(6)

Extraordinary aircraft and engine maintenance, such as aircraft, airframe and aircraft system overhaul, conversion, modification, reconfiguration and refurbishment, including annual inspections, but excluding minor or routine maintenance such as oil changes, refueling, minor repairs and inspections, provided that such uses are conducted within enclosed buildings, and when not within enclosed buildings, are suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval and, if appropriate and necessary, subject to the grant of a runway use agreement and consistent with the rules and regulations on the use of the runway as adopted and/or amended from time to time.

(7)

Aircraft component design, fabrication, manufacture, and assembly, provided that such uses are conducted within enclosed buildings, and when not within enclosed buildings, are suitably screened to an extent that provides adequate sound and visual buffers as may be determined to be necessary by the Town Board as part of site plan approval.

(8)

Audio, radio, television, video and film studios and broadcast stations.

(9)

Business, technical and vocational schools.

(10)

Indoor recreational uses.

(11)

Food and agricultural product processing, including canning, preserving, drying and freezing.

of time in its determination. The Zoning Board of Appeals shall have the power, by resolution, to extend its determination for a period of one year upon written notice from the applicant or his agent of the desire to do so. No more than three such extensions shall be allowed. The provisions of this subsection shall not apply in cases of interpretation of variances for the use of land unless the Zoning Board of Appeals has indicated a time period in the determination. Failure to comply therewith will render this approval null and void. In the event that this is an approval subject to conditions, the approval shall not be deemed effective until such time that the foregoing conditions are met.

Dated:

Very truly yours,

Fred McLaughlin, Chairman  
ZONING BOARD OF APPEALS

**Appendix 10- Town of Riverhead Draft Zoning Regulations: Article LIIE: Anaerobic Digesters**

## Zoning and Land Development

### Part 3. Supplementary Regulations

#### Article LIIE Anaerobic Digesters

##### § 301-283.34 Purpose & Intent.

A. The Town of Riverhead find that Anaerobic Digestion Facilities offer an innovative means to processing organic wastes into biogas which furthers the goal of increasing the use of renewable energy and decreasing the reliance on fossil fuels within the Town. However, the Town of Riverhead finds that Anaerobic Digestion Facilities that process, collect, handle, store, or treat, biosolids and other waste materials generated by the treatment of municipal wastewater or septic sludge which contain human waste and other impurities may pose a significant health risk to the residents of the Town of Riverhead, and may have the potential to adversely impact the surrounding environment including the potential contamination of groundwater, surface water and soil, as well as the potential for air pollution, as a result of such activities which pose an unreasonable risk to town residents, public health and the environment. As such, The Riverhead Town Board intends by this article to:

- (1) To develop a regulatory scheme for the designation of properties suitable for the location, construction and operation of anaerobic digestion facilities that do not process biosolids or other waste materials generated by the treatment of municipal wastewater, or septic waste which contain human waste and other impurities.
- (2) To prohibit the construction and operation of anaerobic digestion facilities which process biosolids, as well as such a use's related land application facilities and storage facilities within the Town of Riverhead in order to promote a clean, wholesome and attractive environment for the community.
- (2) Reduce the risk of pollution and other harmful effects, to the maximum extent possible, from anaerobic digestion facilities, land application facilities and storage facilities by restricting the scope and size of such activities.
- (4) Protect the residents of the Town from the hazardous and nuisance conditions, including contamination of groundwater, surface water and air, odors, excessive traffic, dust and noise and the diminution of property values associated with adjacent or proximate biosolids operations that may interfere with the orderly development of properties.
- (6) Exercise the Town's police powers under the Municipal Home Rule Law and § 130(1)(6), (E) and § 136 of the Town law for the physical and mental well-being and safety of its inhabitants and to restrict biosolids treatment facilities, land application facilities and waste disposal operations pursuant to the authority of § 27-0711 of the Environmental Conservation Law which authorizes municipalities to impose controls on waste disposal operations that are more-strict than state law requires.

**§ 301-283.35 Definitions.**

- A. Unless indicated herein or the context otherwise requires, the terms used in this article shall have the same meaning as those defined in Article 27 of the New York Environmental Conservation Law and the regulations promulgated thereunder.
- B. The following terms shall have the meanings indicated herein:

**ANAEROBIC DIGESTION**

The biochemical decomposition of organic matter into methane and carbon dioxide (biogas) by microorganisms in the absence of air.

**ANAEROBIC DIGESTION FACILITY**

Any facility which accepts, treats or processes wastewater treatment sludges, biosolids, manure, food waste, fats, oils, greases, energy crops, glycerin, silage or any similar material for the purpose of producing biogas and digestate.

**BIOSOLIDS**

Any solid, semisolid or sludge-like organic material generated by the treatment of sewage or wastewater or otherwise derived from sewage or wastewater or their byproducts. "Sewage sludge" shall be considered synonymous with biosolids.

**DIGESTATE**

A material remaining or produced as a result of the anaerobic digestion of biosolids or wastewater treatment sludges.

**DISPOSAL**

The placement, distribution, land application or other handling of biosolids, digestate or wastewater treatment sludges in a manner that releases such material into any environmental media, including the ground, water or air.

**LAND APPLICATION FACILITY**

Any facility or property at which biosolids, digestate or wastewater treatment sludges are disposed, applied or otherwise used.

**PATHOGENIC ORGANISM**

Any disease-causing organisms, including, but not limited to, bacteria, viruses, protozoa and viable helminth ova.

**PERSON**

Any individual, firm, partnership, company, corporation, association, society or group.

**PUBLICLY OWNED TREATMENT WORKS**

Any facility owned and operated by a municipal or governmental entity for the purposes of treating wastewater, sewage or septage.

## **STORAGE FACILITY**

Any facility or property used for the storage or processing of biosolids, digestate or wastewater treatment sludges & septage.

### **§ 301-283.36 Prohibitions.**

Except as provided elsewhere within this article, no person shall collect, accept, store, process, treat, handle, generate, apply to the land or dispose of biosolids, digestate or other liquid, solid or semisolid waste, any of which contains human waste or any pathogenic organisms which are derived from materials containing human waste, pathogenic organisms and/or municipal wastewater, at any location within the Town of Riverhead.

### **§ 301-283.37 Exclusions.**

The prohibitions set forth in § 301-283.36, shall not apply to:

- A. Anaerobic digestion facilities that do not accept, treat, or process biosolids or sewage sludge from wastewater treatment facilities or septic haulers.
- B. The generation of biosolids at a publicly owned treatment works.
- C. Private septic systems located within the Town of Riverhead.

### **§ 301-283.38 Requirements for Anaerobic Digesters that do not accept, treat or process biosolids or sewage sludge from waste water treatment facilities.**

- A. Anaerobic Digesters that do not accept, treat or process biosolids or sewage sludge from wastewater shall be permitted through the issuance of a Special Permit by The Town Board Permit by the Town Board pursuant to Article LVII within the Planned Industrial Park (PIP) zoning use district only and shall be subject to Site Plan Review by the Town Board pursuant to Article LVI and as follows:
  - (1) Applications for Anaerobic Digestors that do not accept treat biosolids must demonstrate compliance with 6 CRR-NY 361-3.3 "Anaerobic Digestion Facilities" prior to the issuance of a Special Permit by the Town Board.
  - (2) All activities including but not limited to receiving, processing, and storing materials associated with anaerobic digestion shall take place within a fully enclosed building or structure.
  - (3) Design and installation. The application shall address and document performance standards for siting to minimize impacts to surrounding properties and the environment which shall include consideration of:
    - a. Prevailing wind patterns
    - b. Proximity to other properties, regardless of the properties are zoned or used.
    - c. Operational noise.

- d. Specific hours of operation with regard to truck & rail traffic. A Traffic Impact statement shall be included at the time of submission.
- e. Depth to groundwater, and proximity to public and private wells.
- f. Flood Hazard Zones.
- g. Open Space/Green Belt Areas
- h. Prime Agricultural Soils (if applicable).
- i. Historically and culturally significant resources (if applicable).
- j. Designated conservation areas. Including but not limited to lands purchased via the Community Preservation Fund, and properties that are preserved via the purchase of development rights.
- k. Scenic corridors or viewsheds.
- l. Central Pine Barrens
- m. Proximity to Town, State and Federally regulated Wetlands.

(4) Outdoor of storage and outdoor transfer (loading & unloading) of digestate, biosolids, refuse, or any other material as related to the operation of an Anerobic Digestor is prohibited.

(5) Facility shall be located within 1,500 feet of a Rail Spur connection to the LIRR. And include a narrative outlining the materials arriving to and from the site via rail and/or roadways.

#### **§ 301-283.39 Severability.**

The invalidity of any word, section, clause, paragraph, sentence or part or provision of this article

- Underscore represents addition(s)
- Strikethrough represents deletion(s)