



Enforcement Alert

Making You Aware of Anticipated Enforcement Activities

Compliance and Enforcement

Issued: October 29, 2012

2012-14

Emergency Debris Disposal Provisions Necessitated by Hurricane Sandy

Who is affected by this initiative?

Solid waste coordinators, county and municipal staff or officials, waste transporters, disposal facility owner/operators, recycling facilities and other entities involved with waste transportation and disposal within New Jersey.

What is occurring?

Current weather forecasts predict that Hurricane Sandy may cause severe weather conditions throughout the state including heavy rains, high winds, and severe localized flooding.

To enable safe and timely disposal of the temporary but dramatic increase in waste and debris that may result from this emergency, DEP Commissioner Bob Martin signed an Administrative Order on October 28, 2012 to suspend certain regulations pertaining to waste transportation and disposal **in very limited circumstances as described in authorizing documents, issued guidance or on a case-by-case basis, provided adequate environmental safeguards are maintained.**

The solid waste regulated community must continue to comply with all applicable solid waste and recycling regulations found at N.J.A.C. 7:26 et seq., N.J.A.C. 7:26H-1 et seq., and N.J.A.C. 7:26A-1 et seq. respectively.

What is DEP doing?

The Department has updated its emergency debris guidance document "Dealing with Increased Waste Generation in the Aftermath of Hurricane Sandy" which helps affected entities deal quickly, efficiently, and safely with this anticipated increase in waste. The updated guidance is posted on the Department's Hurricane Sandy web site at <http://www.nj.gov/dep/special/hurricane-sandy/> (see "[How can I apply for relief for a waste facility in the aftermath of Hurricane Sandy?](#)") and can be found at <http://www.nj.gov/dep/dshw/resource/forms.htm>.

Under the guidance, and through specific authorizations, the DEP will temporarily allow for:

- Use of currently unregistered vehicles for waste transport – *see details next page*
- Exceedance of waste tonnage limits - *DEP written approval required*
- Expanded hours of facility operation - *through Nov 9th, 2012*

The guidance document also addresses such waste management issues as:

- General Waste Handling
- Solid Waste Disposal Facility Pricing
- Recycling in General
- Enforcement
- Additional Contact Information
- Emergency Storage (see also "Debris Management Fact Sheet" at <http://www.nj.gov/dep/special/hurricane-sandy/>)

COMPLIANCE ADVISORY

What should I do?

1. Review the latest solid waste storm emergency guidance

<http://www.nj.gov/dep/dshw/resource/forms.htm>

2. Take steps to ensure any additional waste transportation vehicles are properly registered.

The following provisions are in effect through November 29, 2012 or until otherwise noticed.

Marked government vehicles:

All New Jersey State, county or municipal entities are allowed to transport solid waste using unregistered transportation equipment **provided such equipment is clearly marked with the name of the state, county or municipal entity.**

Private transporters and other unmarked vehicles:

Licensed commercial solid waste transporters may be enlisted by a government entity to assist with debris transportation using previously unregistered vehicles. Other unmarked vehicles either rented or leased, or from hospitals and medical facilities may also be employed.

Government entities must do the following to obtain temporary registrations for any unregistered vehicles

- a. [Government entity] Fill out Temporary Vehicle Registration Request form found in the forms list at: storm or <http://www.nj.gov/dep/dshw/resource/forms.htm>.
- b. Email form to SolidWasteEmergencies@dep.state.nj.us or Fax to DEP (609) 292-4539
- c. Obtain Temporary Registration letter/notice in writing.
- d. [Licensed Transporters] Retain a copy of the Temporary Registration letter/notice in each vehicle making it available for inspection by NJDEP and the receiving solid waste facility.

For vehicle and transportation questions call (609) 292-6305

3. Ensure any facility operational changes are approved.

All New Jersey permitted solid waste facilities and approved Class B and Class C recycling facilities are allowed to accept and process their specifically authorized solid waste/recyclable materials **24 hours/day** through November 9, 2012 or until otherwise noticed (see authorizing letter at <http://www.nj.gov/dep/special/hurricane-sandy/>)

Any other changes in operational limits (storage locations, volumes, tonnage, waste types, etc.) must be pre-approved in writing. All such requests should be sent to solidwasteemergencies@dep.state.nj.us.

For facility operational questions call (609) 292-9880

Where can I get more information?

Visit the following sites for additional information regarding this advisory:

Hurricane Sandy information page <http://www.nj.gov/dep/special/hurricane-sandy/>

General NJDEP contact information: <http://www.nj.gov/cgi-bin/dep/contactdep.pl>

To comment on this advisory:

<http://www.nj.gov/dep/enforcement/survey.html>

Please note this advisory is intended to be a summary explanation of a department initiative. It does not include all potentially applicable requirements. If you have any questions related to compliance with this initiative, please contact the contact numbers listed above.