

TILCON NEW YORK INC.
CLEAN FILL MATERIAL ACCEPTANCE CERTIFICATION - FORM B
(501 up to 5000 cubic yards of material)
INSTRUCTIONS AND INFORMATION

- Clean Fill Material Acceptance Certification Forms are being required for all loads of fill being imported into the Prospect Park Quarry, Prospect Park, New Jersey.
- Clean Fill Material Acceptance Certification Forms are also being required by Tilcon for all loads of fill being imported into other Tilcon quarry locations.
- A separate Clean Fill Material Acceptance Certification Form must be completed for each individual fill source location. Contractors providing fill from multiple sources must provide a separate Clean Fill Material Acceptance Certification Form for each fill source location.
- A separate Clean Fill Material Acceptance Certification Form must be completed for each different soil type being provided from any one fill source location.
- A separate Clean Fill Material Acceptance Certification Form must be completed for every 5,000 cubic yards of material being provided from an individual fill source location.
- Every load of incoming fill material must meet current NJDEP residential direct contact soil remediation standards, which became effective June 2, 2008, and be certified by the Generator/Agent as clean fill consistent with NJDEP regulations, including NJAC 7:26E-2.
- Every Clean Fill Material Acceptance Certification Form must include Clean Fill certifying every incoming load. **Test results must be supplied for all incoming fill prior to delivery.**
- Testing must be done strictly in compliance with the Laboratory Analytical Testing Data sheet attached to the Clean Fill Material Acceptance Certification Form.
- Testing results must be provided in the form of a letter and/or report from a New Jersey licensed laboratory professional certifying that the applicable soil / fill has been tested by a New Jersey licensed analytical laboratory in good standing and meets the current NJDEP Residential Direct Contact Soil Remediation Standards ..
- If testing results were obtained prior to June 2, 2008, the above-referenced letter and/or report, or a supplemental letter and/or report from a New Jersey licensed PE, PG or CHMH, must certify that the applicable soil/fill meets the NJDEP Residential Direct Contact Soil Remediation Standards, which became effective on June 2, 2008.
- Every Clean Fill Material Acceptance Certification Form must attach the following:
 - Sampling Diagram – identifying the exact locations on the source site where samples were taken, the number of samples taken and the dates on which they were taken.
 - Chemical Analysis of sampled fill material, based on NJDEP Residential Direct Contact Soil Remediation Standards.
- By signing the Clean Fill Material Acceptance Certification Form, you certify that all fill you are supplying to Tilcon New York Inc meets the criteria established on the Laboratory Analytical Testing Data sheet attached to the Clean Fill Material Acceptance Certification Form.
- If any fill provided by you does not comply with the specified environmental you will be liable for any damages to Tilcon New York Inc.
- In the event that any fill you are supplying to Tilcon New York Inc is determined not to comply with these standards, you will be solely responsible for removing it from Tilcon's facility. All fill removed from a Tilcon facility must be removed in full compliance with all applicable federal, state and local regulations.
- Tilcon reserves the right to reject fill material(s) at any time. Loads that are brought into our facility that is deemed unacceptable and is refused (due to odor, color, sheen, excessive moisture, etc.) will be subject to a reloading fee
- Fax completed form and supporting documentation to (908) 325-0043

TILCON NEW YORK INC.**CLEAN FILL MATERIAL ACCEPTANCE CERTIFICATION FORM**

1. Salesperson Name/ Tracking Number: Tilcon _____
Millington Quarry Inc. _____
2. Job Contact Name _____
3. Generator/Fill Source Owner(s) and Location
Name _____ Phone Number _____
Street Address _____ County _____
City or Town _____ State _____ Zip Code _____
Agent or Contact: _____ Phone Number _____
Name of Company: _____
4. Billing/ Contractor Name _____ Phone Number _____
Street Address _____ County _____
City or Town _____ State _____ Zip Code _____
5. Location of Fill Material Origin/ Site Description:
Street Address _____ County _____
City or Town _____ State _____ Zip Code _____
Existing Site Land Use:
_____ Residential _____ Commercial _____ Industrial _____ Municipal/Public _____ Other
(attach explanation)
How Many Years Has Site Been Used for Purpose Identified Above? _____
- Is this Site a State or Federal Superfund Site or listed on any known contaminated Site lists? _____ Yes
_____ No If **Yes**, provide details on the attached sheet(s) describing the nature of the fill material, including precisely where clean fill is being removed from the Site, along with procedures for removal.
6. Estimated Volume of Fill Covered by this Form: _____
(Each Form, including testing requirements, is valid for up to 5,000 CY maximum)
Estimated Time Frame For Completion of Delivery of Fill Covered by this Form: _____
7. Clean Fill results must be enclosed consistent with the attached **“Laboratory Analytical Testing Data Sheet.”** In addition, please provide:
A sampling diagram which details the location of all samples taken.
Number of samples for analysis: _____ Dates of sampling: _____

8. For each fill source owner/location, please attach additional pages with responses to Questions 5 to 7 above.
9. AS AN AUTHORIZED REPRESENTATIVE OF THE OWNER OF THE ABOVE DESCRIBED FILL MATERIAL, OR AUTHORIZED REPRESENTATIVE OF THE SITE OPERATOR/CONTRACTOR DESIGNATED BY THE OWNER OF SAID MATERIAL, I HEREBY CERTIFY AND WARRANT THAT, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THE INFORMATION PROVIDED HEREIN IS TRUE AND ACCURATE AND THAT IT ACCURATELY REPRESENTS ALL FILL MATERIAL INTENDED FOR SHIPMENT TO TILCON NEW YORK INC. I FURTHER CERTIFY THAT THE SAMPLES OBTAINED AND DESCRIBED ABOVE AND ATTACHED TO THIS FORM WERE COLLECTED IN ACCORDANCE WITH THE NJDEP REGULATIONS, INCLUDING TECHNICAL REGULATIONS (NJAC 7:26E-2), AND THAT SAMPLE COLLECTION HAS BEEN PERFORMED IN ACCORDANCE WITH THE NJDEP'S FIELD SAMPLING PROCEDURES MANUAL. I FURTHER CERTIFY THAT EVERY LOAD OF FILL MATERIAL BEING PROVIDED FOR SHIPMENT TO TILCON NEW YORK INC. FROM THE ABOVE-IDENTIFIED FILL SOURCE CONSTITUTES CLEAN FILL. SHOULD AT ANY TIME AFTER DELIVERY, THE MATERIAL ACCEPTED BY TILCON NEW YORK INC. BE FOUND TO BE NON-CONFORMING TO THE INFORMATION CERTIFIED IN THIS FORM AND REPRESENTED BY DOCUMENTATION ATTACHED HERETO, IT BECOMES THE SOLE AND EXCLUSIVE RESPONSIBILITY OF GENERATOR/AGENT TO REMOVE THE MATERIAL FROM THE DESIGNATED TILCON NEW YORK INC. FACILITY WITHIN FIVE (5) DAYS OF NOTIFICATION, AT ITS SOLE COST AND EXPENSE. IT IS THE GENERATOR/AGENT'S SOLE RESPONSIBILITY TO ABIDE BY ALL FEDERAL, STATE AND LOCAL REGULATIONS ASSOCIATED WITH THE REMOVAL OF SUCH MATERIAL. IF THE MATERIAL IS NOT TIMELY REMOVED BY GENERATOR/AGENT, REMOVAL SHALL BE ARRANGED BY TILCON NEW YORK INC. ON A COST PLUS BASIS. FURTHERMORE, THE GENERATOR/ AGENT WILL BE RESPONSIBLE FOR ANY AND ALL COST OF DECONTAMINATION REQUIRED BY THE TILCON NEW YORK INC. FACILITY THAT RECEIVED SUCH NON-CONFORMING MATERIAL FROM GENERATOR/AGENT AND ALL LIABILITY FOR SUCH NONCONFORMING MATERIAL SHALL REVERT TO GENERATOR/AGENT. IF THE INFORMATION PROVIDED HEREIN IS INACCURATE, I RECOGNIZE AND AGREE THAT I AM SUBJECT TO LEGAL CLAIMS, INCLUDING CLAIMS FOR DAMAGES, BY TILCON.

I AM FULLY AUTHORIZED TO MAKE THESE CERTIFICATIONS AND WARRANTIES.

Name: _____ Title/Company _____

Address: _____ Phone Number: _____

Signature _____ Date _____

Please ensure the following documents/reports have been enclosed pursuant to Question 6 above and as required by the attached Laboratory Analytical Testing Data Sheet:

(1) Chemical Analysis Based on NJDEP Residential Direct Contact Soil Remediation Standards as of June 2, 2008.

(2) Sampling Diagram

A list of NJDEP certified sampling laboratories can be found at: <http://www.state.nj.us/dep/oqa/certlabs.htm> or by calling the NJ DEP Office of Quality Assurance at (609) 292-3950

****Fax completed form and supporting documentation to (908) 325-0043****

LABORATORY ANALYTICAL TESTING DATA SHEET*

Contractor/Agent must attach a letter and/or report from a the laboratory, certifying that the applicable soil/fill has been tested by a New Jersey licensed analytical laboratory in good standing, and that such soil/fill meets the NJDEP's residential direct contact soil remediation standards as noted below. Copies of all applicable data/results must be included in the attachments as well.

NJDEP Soil Remediation Standards (SRS) List

SCC Volatiles 8260B
SCC Base Neutral /Acid Extractables 8270C
PCB 8082
TCL Pesticides 8081A
PP Metals + Ba & V 7000 Series / 6020
Hexavalent Chromium 3500-Cr D / 7196A
Trivalent Chromium Calculation
Total Cyanide 9014
Corrosivity (as pH) / pH (S.U.) 150.1 / 9040B / 9045C
Phenols 9066

***Tests results must be provided for all incoming fill. Regardless of whether a source site has been tested, additional tests must be conducted and results provided for every 5,000 cubic yards of fill, rounded up to the nearest 5,000 cubic yards, and for each different soil type.**

Incoming Fill Information Checklist

1. Soil Remediation Standards Sampling Results
 - Sampling must be to New Jersey standards (not standards for another State)
 - Samples must meet new NJDEP Residential Direct Contact Soil Remediation Standards which went into effect on June 2, 2008
 - Sampling results must include Chain of Custody documentation

2. Sampling Diagram
 - Map/diagram must indicate precise location from which each sample was taken on job-site
 - If more than one sample was taken, map/diagram must show location of each sample, identifying it by sample number
 - Map/diagram must include cross streets and name of municipality

3. Cover Letter
 - Cover letter must be dated after June 2, 2008 (effective date of new Soil Remediation Standards)
 - Cover letter must specify that the fill material sample:
 - came from the source site,
 - was analyzed to and meets the NJDEP Residential Direct Contact Soil Remediation Standards, and

4. Completed Tilcon Fill Material Acceptance Certification Form
 - Must be signed by an Authorized Representative of the Owner of the fill material or the Owner's designee (i.e., Project Manager)
 - Must include complete lab data from NJDEP certified lab and sampling diagram