

Ulster County Department of Health

DISPUTE OF STATUS AS A LARGE FOOD SCRAPS GENERATOR

Section 304-56 of the Ulster County Code
Form

Use this form to submit for Dispute of Status as a Large Food Scraps Generator under the Food Waste Prevention and Recovery Act regulations

1. Request for Dispute of Status

Waste Audit: For generators disputing their status as large food scraps generators, a third-party Waste Audit is required. The Waste Audit must measure, by weight, all source-separated food scraps (defined below) generated during a consecutive seven-day week in which the generator was operating under its regular schedule.

"FOOD SCRAPS" shall mean inedible food, trimmings from the preparation of food, food-soiled paper, and edible food that is not donated. Food scraps shall not include used cooking oil, yellow grease or food from residential sources, or any food identified in regulations promulgated by the department in consultation with the department of agriculture and markets or any food which is subject to a recall or seizure due to the presence of pathogens, including but not limited to: Listeria Monocytogenes, confirmed Clostridium Botulinum, E. coli and all salmonella in ready-to-eat foods."

I am applying for a temporary (not to exceed 6 months) Dispute of Status for the following reason (check one):

- Facility has been identified as a large food scraps generator and affirms that its acts or processes produce **less than 2 tons per week of food scraps**
- Facility has been identified as a large food scraps generator and affirms that its acts or processes produce **less than 1 ton per week of food scraps**
- Facility has been identified as a large food scraps generator and affirms that its acts or processes produce **less than .75 ton per week of food scraps**

OR

I am applying for a permanent Dispute of Status for the following reason:

- Facility has been identified as a large food scraps generator and affirms that its acts or processes produce **less than .5 ton per week of food scraps**

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2. Instructions

Submit completed Dispute of Status form and third-party Waste Audit per instructions below.

INSTRUCTIONS: Fill in all fields in the Form; attach all supporting documentation and mail to the address below. Completion of all fields and submission of all supporting documentation is required prior to granting a Dispute of Status.

**Ulster County Department of Health
Attn: Director of Environmental Services
239 Golden Hill Lane
Kingston, New York 12401**

For more information, please email doh-environmental@co.ulster.ny.us or visit <https://ulstercountyny.gov/environment/food-waste-prevention-and-recovery-act>.

FOOD SCRAPS GENERATOR INFORMATION:

Name of Business: _____

Business Owner Name: _____

Address of Business: _____

Business Phone: _____ Fax: _____

Business Email: _____

County Department of Health Food Service Permit #: _____

**AS DOCUMENTED BY THE ATTACHED THIRD-PARTY WASTE AUDIT,
_____ GENERATES _____ TONS OF FOOD SCRAPS PER WEEK.**

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PRIMARY CONTACT INFORMATION:
Primary Contact Name: _____
Primary Contact Phone: _____
Primary Contact Email: _____

The Ulster County Department of Health has thirty (30) days from receipt of the completed Dispute of Status Form and supporting documentation to render a decision. The Commissioner of the Ulster County Department of Health reserves the right to revoke approval if the information contained in the request is found to be inaccurate or incomplete.

3. Attestation

I certify (or declare) under penalty of perjury under the laws of the State of New York that the information provided on this form is true and correct. I understand and agree that I have a continuing obligation to advise the Ulster County Department of Health if there is a change in circumstances. I am the owner, chief executive, or a manager of this business /property, and I am sufficiently knowledgeable as to the nature, scope, and operations of the business to make this declaration. I agree to maintain adequate records to support all of the information submitted as part of this application and to provide this information to representatives of the County on demand. I further understand that if I fail to produce the requested documents, my Dispute of Status may be void and I may be liable for penalties for violations under Chapter 304-55 of the Ulster County Code, which include possible fines for each day of each violation.

<i>Signature</i>	<i>Date</i>
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<i>Notary</i>	<i>Date</i>
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For Health Department Use Only

____ **Approval of Dispute of Status:** Valid through _____

____ **Denial of Dispute of Status:** Reason for denial _____

<i>Signature</i>	<i>Date</i>
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A large food scraps generator wishing to renew their Dispute of Status must submit a new Dispute of Status form at least 90 days prior to the expiration date of the current Dispute of Status.

The determination by the Ulster County Commissioner of Health is final and is not subject to appeal.

The Ulster County Commissioner of Health or her/his designee retains the discretion to revoke any Dispute of Status approval upon notice to the large food scraps generator.