DUST PALLIATIVE PennzSuppress D
CONDITIONS FOR USE WITH DETERMINATION OF ENVIRONMENTAL COMPATIBILITY BY THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) IN CONSULTATION WITH THE NEW YORK STATE DEPARTMENT OF HEALTH (DOH)
FOR THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (DOT)
APPROVED MATERIAL LIST
(UNTREATED OR TREATED USE)
Manufacturer: PennzSuppress Corp.

1. Pennzoil Products Company must ensure that every applicator of Pennz Suppress D is provided a copy of these conditions and the Material Safety Data Sheet for the product.

2. These Conditions do not override the need for any applicator to obtain other permits (including DEC permits) or approvals that may be required (e.g. use associated with activities in or near regulated wetlands, surface waters, or other regulated natural resources) and to comply with all regulatory environmental standards.

3. Pennz Suppress D must only be used as stated in these Conditions and must not be mixed with any other chemicals, including petroleum products.

4. (a). The application rate and required surface moisture conditions shall be in accordance with the “Application Instructions for Dust Control” appended to these conditions.
(b). Using the above-cited Application Instructions, no more than a total of one gallon per square yard of the diluted product (4:1 dilution), which is equivalent to 0.2 gallon per square yard of concentrate, shall be applied per year.

5. Pennz Suppress D must not be applied when the U.S. Weather Service forecasts:
(a). a maximum temperature for the 24 hour period immediately following proposed application of below 50 degrees F;
(b). for the 36 hour period immediately following proposed application, a maximum temperature between 50 and 65 degrees F and greater than 20 Percent probability of liquid precipitation;
(c). for the 24 hour period immediately following proposed application, a maximum temperature above 65 degrees F and greater than 20 Percent probability of liquid precipitation.

6. Pennz Suppress D must not be applied or handled in a manner that could result in spillage or application within 100 feet of a wetland regulated by New York State, any other water body, any conduit to groundwater (such as a sinkhole), or a bridge over a water body.

7. Any spill which could enter the waters of the state shall be reported to the DEC Spill Hotline within two hours (1-800-457-7362). Any required response (including any needed cleanup)
in addition to that being conducted shall then be determined by the DEC regional office.

8. The time of application shall be chosen to take meteorological conditions into account, to avoid significant potential airborne or odor impacts.

9. Within one week after each application of PennzSuppress D, applicators shall notify the New York State Department of Transportation of any complaints received as a result of applying the product. Notification shall be made to:

Mr. Robert A. Burnett  
Director, Geotechnical Engineering Bureau  
New York State Dept. of Transportation  
50 Wolf Road, Mail Pod 4-1  
Albany, NY 12232

Telephone (518) 457-4712   Fax (518) 457-8080

The notification shall include:
(a). the name, address, and phone number of the applicator and of each complainant;  
(b). the date, time, and nature of each complaint; and  
(c). any mitigation measures undertaken by the applicator.

Initial Approval: 6/4/1999  
Reapproved – change in company: 7/25/2012