DEPARTMENT OF ENVIRONMENTAL PROTECTION
Bureau of Environmental Compliance
59-17 Junction Boulevard, 9th Floor, Flushing, New York 11373-5107
Records Control (718) 595-3855

CERTIFICATION OF UNDUE HARDSHIP

AFTER HOURS CONSTRUCTION WORK AUTHORIZATION

PROJECT LOCATION:

_____

GENERAL CONTRACTOR:

COMPANY NAME: _____

BUSINESS ADDRESS: _____

Project Manager: _____

Subcontractor(s) and/or company expected to perform work if authorization application is approved:

Company Name: _____

Business Address: _____

Site manager or person in charge: _____

Company Name: _____

Business Address: _____

Site manager or person in charge: _____

Undue Hardship Claim based on: *(check one)*

- ☐ Location or unique characteristics of the site or of the construction devices.
- ☐ Unforeseen conditions resulting in significant construction delays.
- ☐ Scheduling commitments and/or increased expenditures outside the control of the permit holder.
- ☐ Other (please explain):

_____

_____

FOR DEPARTMENT USE ONLY

Undue Hardship Claim	____ APPROVED	____DISAPRROVED
Alternative Noise Mitigation Plan	____ APPROVED	____DISAPRROVED

DATE: _____

_____
Commissioner/ Designee of Agency

UNDUE HARDSHIP DEMONSTRATION

☐ Describe in detail the circumstances that prevent this work from being done during permitted construction work hours:

_____

_____

_____

_____

_____

☐ Days and time of after hour work that is being requested:

_____

_____

☐ Provide documentation that demonstrates that the condition(s) were not/could not be anticipated.

☐ Attach your alternative noise mitigation plan, specifying the activities and devices that will be used and **clearly identify the additional mitigation measures** to be included that are above and beyond those measures otherwise required to be implemented. Include a simple diagram showing site and closest receptors. Identify receptors as “R” for residential, “C” for commercial, “S” for sensitive receptor (school, hospital, etc).