

40 C.F.R. § 228.10

Evaluating disposal impact.

- (a) Impact of the disposal at each site designated under section 102 of the Act will be evaluated periodically and a report will be submitted as appropriate as part of the Annual Report to Congress. Such reports will be prepared by or under the direction of the EPA management authority for a specific site and will be based on an evaluation of all data available from baseline and trend assessment surveys, monitoring surveys, and other data pertinent to conditions at and near a site.
- (b) The following types of effects, in addition to other necessary or appropriate considerations, will be considered in determining to what extent the marine environment has been impacted by materials disposed of at an ocean disposal site:
- (1) Movement of materials into estuaries or marine sanctuaries, or onto oceanfront beaches, or shorelines;
 - (2) Movement of materials toward productive fishery or shellfishery areas;

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