



## ACTON BOARD OF HEALTH

Doug Halley  
Health Director

472 Main Street  
Acton, MA 01720

Telephone 978-264-9634  
Fax 978-264-9630

February 26, 2008

Acton Hardware  
210 Main St.  
Acton, MA 01720

To Whom It May Concern:

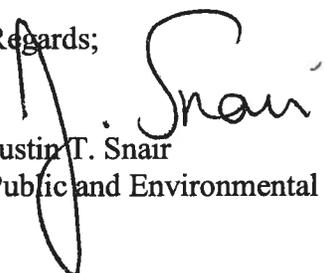
Thank you for your time on February, 26 2008 during your annual hazardous materials compliance inspection. As per our discussion during the inspection, the Board of Health requires that Acton Hardware resolve the following discrepancies:

- Cleaner/Chemical Storage closet must have sign posted on door stating "Warning: Hazardous Materials".
- Emergency Spill/Response plan must be posted detailing emergency contact info of site manager and spill clean up process.
- Fuel containers used in work areas must be stored with secondary containment and properly labeled.

Please correct the aforementioned issues within fourteen (14) days of receipt of this letter and contact the office of the Acton Board of Health.

Please feel free to contact me either by the above phone number or by email at [jsnair@acton-ma.gov](mailto:jsnair@acton-ma.gov) with any questions.

Regards;

  
Justin T. Snair  
Public and Environmental Health Agent

D.H.  
2/26/08

# Hazardous Material/Waste Inspection Form

Name of Facility: Acton Ace Hardware Date: 2/26/2008

Address: 210 Main St.

Mailing Address:  
NA

Type of Industry: Hardware

Contact Person: Mark Lebel Phone:  
9782639188

Inspector's Name JTS

## Site Condition/Storage/Maintenance

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Is the Area visually Clean?  Yes  No

Are Spills Present?  Yes  No

Are Materials Appropriately Stored?  Yes  No

Fuel Containers in Work Area  
must have secondary cont.

Are Materials and Waste kept separate?  Yes  No

No Wastes

Are Spill Cleanup Materials Available?  Yes  No

Materials Have 110% Secondary Containment:  Yes  No

Are Materials/Wastes Labeled Properly?  Yes  No

Are Any Materials/Wastes Present on Site  
Not Currently Registered With B.O.H.  Yes  No

## Safety

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Are MSDS's Available On Site?  Yes  No

Is Employee Personal Protective Equipment Available On Site?  Yes  No

Are Employees Trained in Hazardous Materials Handling?  Yes  No

Are Emergency Procedures Posted  Yes  No

## Site Management

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Are Wastes Removed By a Licensed Hauler?  Yes  No

Are Throughput Records Available?  Yes  No

Are Any Issues Found in Throughput Records?  Yes  No

Are Floor Drains Present in Any Area with Hazardous Materials or Wastes?  Yes  No

Are Sinks Present in Any Area with Hazardous Materials or Wastes?  Yes  No

Is Testing of the Septic System Necessary?  Yes  No

Does the Site Plan Reflect Current Arrangement?  Yes  No

Any U.S.T. Present?  Yes  No

If Yes, is U.S.T. alarmed?  Yes  No

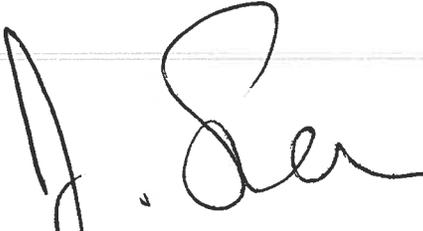
## Action Items

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Cleaner/Chemical Storage closet must have sign posted on door stating that "Warning: Hazardous Materials". Emergency Spill/Response plan must be posted detailing emergency contact info of site manager and spill clean up process. Fuel containers used in work areas must be stored with secondary containment and properly labeled.

Is a Re-inspection Required?

Yes  No



Inspector's Signature

Site Representative's Signature

**TOWN OF ACTON  
HAZARDOUS MATERIALS CONTROL BYLAW**

**April 1, 2008  
Acton Hardware  
210 Main Street  
Acton, MA 01720**

**Due \$115  
Category 11**

**Site Address  
210 Main Street**

**HAZARDOUS MATERIALS CONTROL PERMIT RENEWAL APPLICATION  
Categories**

- |  |  |
|--|--|
| 1. Hazardous Waste Generator (\$55)        | 2. Sm. Hazardous Waste Generator (\$35)    |
| 3. Hazardous Materials Generator (\$55)    | 4. Hazardous Materials User (\$35)         |
| 5. Discharge Permit (\$115)                | 6. Remediation Permit (\$115)              |
| 7. Hazardous Waste User (\$55)             | 8. Haz. Mat. Storer Large Industry (\$195) |
| 9. Haz. Mat. Storer Small Industry (\$130) | 10. Haz. Mat. Storer Large Retail (\$140)  |
| 11. Haz. Mat. Storer Small Retail (\$115)  | 12. Haz. Waste Storer Sm. Industry (\$35)  |
| 13. Haz. Waste Storer Retail (\$35)        | 14. Haz Waste Storer Lge. Industry (\$55)  |

Provide the following information under the authority of the General Laws of the Commonwealth of Massachusetts, Chapter 94, Section 305A, and Chapter 3, Section 5.

ESTABLISHMENT NAME: ATV Inc  
ESTABLISHMENT ADDRESS: 210 main st  
ESTABLISHMENT TELEPHONE: 978 263 7754  
OWNERS/CORPORATE OFFICERS: Benneth Bernier Kevin Whalen  
ADDRESS: \_\_\_\_\_  
TELEPHONE: 978 263 7754  
ON-SITE MANAGER: Mark Lebel  
OPERATING SCHEDULE: m-f 8-7 s 8-5:30 sun 10-5

Pursuant to the General Laws of Massachusetts, Chapter 62C, Section 49A, I certify under the pains and penalties of perjury that I, to the best of my knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

Benneth Bernier  
Signature of Owner/Applicant  
4/3/8  
Date

043 398 137  
S.S.I or F.I.N. Number

**Please remit to Acton Board of Health, 472 Main Street, Acton, MA 01720  
No Later Than April 30, 2008**

Issued 4-29-08

\$115  
Expires 5/1/09

**TOWN OF ACTON  
PERMIT  
HAZARDOUS MATERIALS CONTROL BYLAW**

Acton Hardware of 210 Main Street, Acton, MA 01720

Is hereby granted a permit to store and use Hazardous Materials at **210 Main Street** Acton, MA 01720. This permit is granted with the conditions as noted on the attached list of conditions assigned to your facility.

Permit Categories: 11

\*See below explanation of permit categories

**HAZARDOUS MATERIALS CONTROL PERMIT CATEGORIES AND FEES**

<u>Category</u>	<u>Initial</u>	<u>Renewal</u>
1. Large Hazardous Waste Generator	\$130	\$55
2. Small Hazardous Waste Generator	\$50	\$35
3. Hazardous Materials Generator	\$130	\$55
4. Hazardous Materials User	\$50	\$35
5. Remediation Discharge Permit	\$505	\$115
6. Remediation Permit	\$505	\$115
7. Hazardous Waste User	\$130	\$55
8. Hazardous Materials Storer Large Industry	\$430	\$195
9. Hazardous Materials Storer Small Industry	\$315	\$130
10. Hazardous Materials Storer Large Retail	\$375	\$140
11. Hazardous Materials Storer Small Retail	\$270	\$115
12. Hazardous Waste Storer Large Industry	\$130	\$55
13. Hazardous Waste Storer Small Industry	\$50	\$35
14. Hazardous Waste Storer Retail	\$50	\$35

**HAZARDOUS MATERIALS CONTROL PERMIT  
LIST OF CONDITIONS:  
ACTON HARDWARE  
210 MAIN STREET  
ACTON, MA 01720**

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Pursuant to the authority of Chapter I - Hazardous Materials Control Bylaw - of the Town of Acton's General Bylaws, the Board of Health has considered your application and plans submitted therewith, and has determined that the materials to be stored, used or generated, are within the scope of said bylaw. The Board of Health hereby orders that the following conditions are necessary and all storage, use or generation must be performed in strict conformance herewith:

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1. All liquid Hazardous Materials and Wastes shall be stored in a containment area capable of containing 110% of the largest volume stored in the containment area.
2. All Materials Safety Data Sheets (MSDSs) for the Hazardous Materials shall be maintained on site. MSDSs shall be reviewed with employees at the time of their employment and on an annual basis thereafter. MSDS must be made available to all employees upon request.
3. A Contingency Plan, including emergency contact numbers (Telephone numbers of owner, operator, etc.) and a sketch showing clearly all Hazardous Material and Waste locations shall be submitted and updated annually, to the Board of Health, Fire Department, Police Department, and Civil Defense.
4. Emergency procedures and local Emergency Response Telephone Numbers (Health, Fire, Police, D.E.P., Civil Defense, etc.) should a spill occur, shall be posted in clear view of all employees where Hazardous Materials or Wastes are used or stored.
5. All Hazardous Wastes must be disposed of by a Licensed, D.E.P. approved, hauler or be recycled on site.
8. Speedy Dry, or its equivalent, shall be kept in the storage area, in case of a Hazardous Materials or Wastes spill.
11. Protective equipment, including chemical resistant gloves, eye goggles and (rubber) boots, in addition to soap and water, shall be made available to all employees, at all times, in any Hazardous Materials or Waste storage or use area.
12. No Hazardous Materials or Wastes shall be discharged into a sink or toilet.
14. A fire extinguisher, containing an appropriate fire extinguishing agent, shall be placed in the Hazardous Materials Storage area.
15. No food or drink shall be stored or consumed in any area where Hazardous Materials are stored or used.
25. Prior to any new chemical or processes being used, the Board of Health shall be notified.
26. The operation of this facility shall be in compliance with all present and future regulations of E.P.A. and D.E.P. at all times. Nothing in this permit allows or requires non-compliance with all present and future applicable laws or regulations of the Federal or State Governments.