



Acton Board of Health

Hazardous Materials Management Program

Site Name:

Date:

Number: Street:

1. Storage Requirements

Violation	Regulation	Bylaw
<input type="checkbox"/>	No 110% secondary containment	3.5.1.e
<input type="checkbox"/>	2nd Containment not free of liquid	3.5.1.e
<input type="checkbox"/>	Containment not in good condition	3.6
<input type="checkbox"/>	Containers not Labeled	3.5.1.b
<input type="checkbox"/>	Accumulation date not indicated	3.5.1.b
<input type="checkbox"/>	No Description of HM/HW contents	3.5.1.b
<input type="checkbox"/>	Materials and Wastes not separate	3.5.1.b
<input type="checkbox"/>	Containers not covered/sealed	3.5.1.e
<input type="checkbox"/>	AST base not stable, level, impervious	3.5.1.e

2. Safety

Violation	Regulation	Bylaw
<input checked="" type="checkbox"/>	MSDS not available	3.2.2
<input type="checkbox"/>	First Aid kit not stocked	
<input type="checkbox"/>	PPE not stocked	
<input type="checkbox"/>	Emergency Procedures Not Posted	
<input type="checkbox"/>	Spill kits not stocked	

3. Spill/Discharge/Abnormal Loss

Violation	Regulation	Bylaw
<input type="checkbox"/>	Discharge, Unpermitted	2.1.1
<input type="checkbox"/>	Discharge within AQ Zone 1,2,3	2.1.2
<input type="checkbox"/>	Failure to report discharge	2.1.5
<input type="checkbox"/>	Spills not contained	2.3
<input type="checkbox"/>	Improper disposal of waste	2.4.1
<input type="checkbox"/>	Licensed Waste hauler not used	2.4.3

4. Training

Violation	Regulation	Bylaw
<input type="checkbox"/>	No HM/HW spill response training	
<input type="checkbox"/>	No training in HM/HW handling	

5. Record Keeping

Violation	Regulation	Bylaw
<input type="checkbox"/>	Uniform Waste Manifests not available	3.7
<input type="checkbox"/>	Throughput records not available	3.2.2
<input type="checkbox"/>	Abnormal loss of HM/HW found in records	

*Instructed manager to print copy of MSDS sheets
clean area outside of waste storage area*

Critical Violations:

All critical violations must be corrected with in 14 days from the date of receipt of this notice. In accordance with Town of Acton Hazardous Material Control Bylaw 6.7, the owner of record is hereby accessed a penalty of

Minor Violations:

All minor violations must be corrected/addressed with in 30 days from the date of receipt of this notice. Failure to comply may result in fines and/or revocation of permit.

You have the right to request an appeal hearing before the Acton Board of Health. Any appeal request must be received by the Acton Board of Health, in writing, with in 7 days from the date of receipt of this notice.

Sheryl Ball

Board of Health Agent

[Signature]

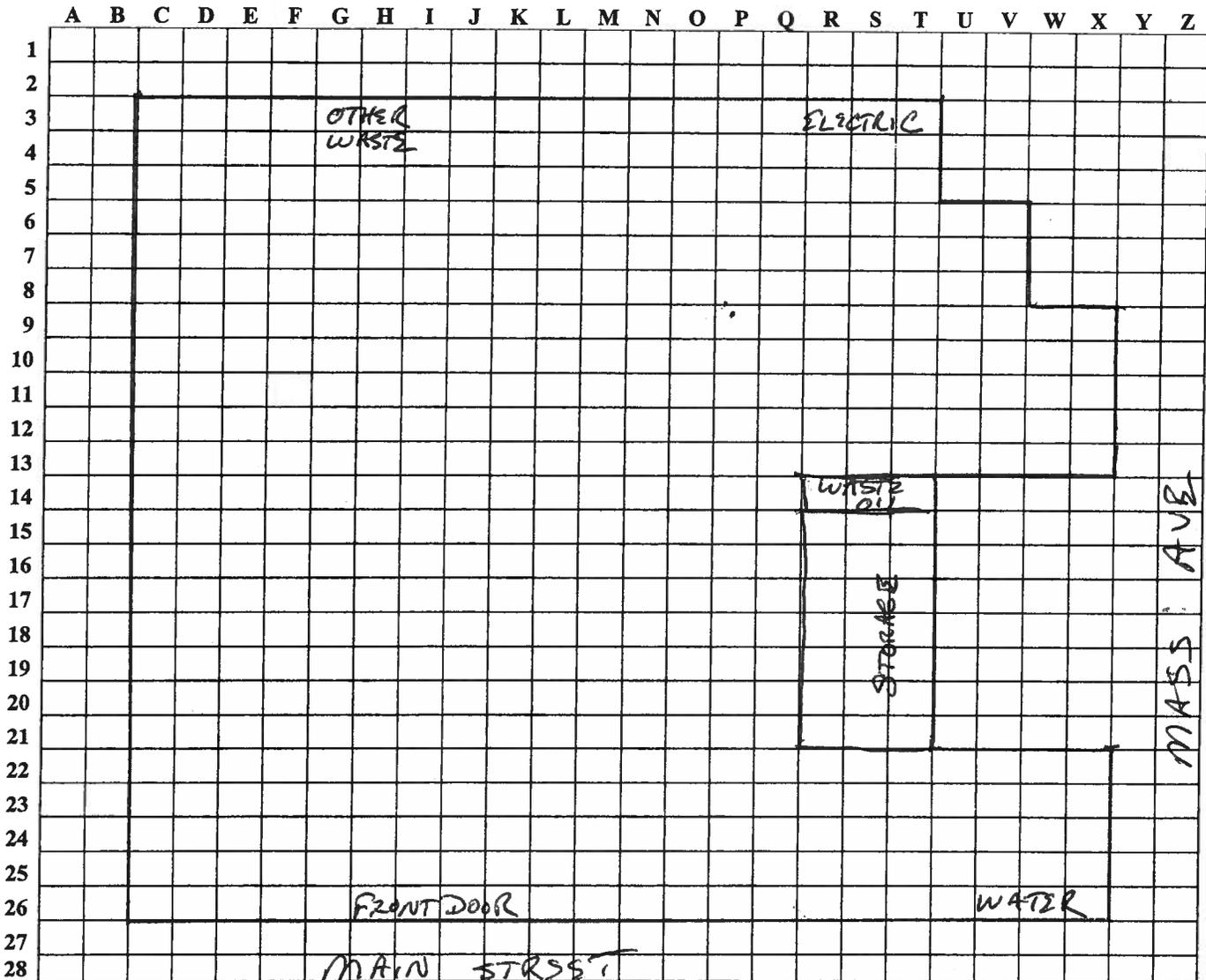
Site Representative

Facility Site Plan/Storage Map

Prepare and submit with this Registration Form a simple site map which shows the following information:

- North direction • Street(s) adjacent to facility • Electrical, water, and gas shutoff valves
- Basic floor plan for each building containing hazardous materials/wastes which indicates building entrance(s) and hazardous material/waste storage locations (use grid locations or assign a code - A, B, C, etc. - to clearly identify each storage location for use in the above inventories).

Site Address: 252 MAIN ST City: Acton
 Date Map Drawn: 6-10-9



D. Endorsement

I declare that the above information is true and correct to the best of my knowledge. I agree to comply with all applicable regulations regarding storage, handling, and disposal of hazardous materials and hazardous wastes.

B O'NEIL
 Owner/Operator's Name (Print)

[Signature]
 Owner/Operator's Signature

6-10-09
 Date

----- Do Not Complete below This Line -----

TOWN OF ACTON
HAZARDOUS MATERIALS CONTROL PERMIT

This has been returned to Kmart, to complete
Returned as is!
8/5/09.

June, 2009

Due \$

Kmart
252 Main Street
Acton, MA 01720

Category 11, 13

Site Address
252 Main Street

HAZARDOUS MATERIALS CONTROL PERMIT RENEWAL

Categories

- | | |
|--|--|
| 1. Hazardous Waste Generator (\$65) | 2. Sm. Hazardous Waste Generator (\$45) |
| 3. Hazardous Materials Generator (\$65) | 4. Hazardous Materials User (\$45) |
| 5. Discharge Permit (\$140) | 6. Remediation Permit (\$140) |
| 7. Hazardous Waste User (\$65) | 8. Haz. Mat. Storer Large Industry (\$235) |
| 9. Haz. Mat. Storer Small Industry (\$160) | 10. Haz. Mat. Storer Large Retail (\$170) |
| 11. Haz. Mat. Storer Small Retail (\$140) | 12. Haz. Waste Storer Sm. Industry (\$45) |
| 13. Haz. Waste Storer Retail (\$45) | 14. Haz. Waste Storer Lge. Industry (\$65) |

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: Big K

ESTABLISHMENT ADDRESS: 263 MAIN ST

ESTABLISHMENT TELEPHONE: 978 263-7756

OWNERS/CORPORATE OFFICERS: _____

ADDRESS: _____

TELEPHONE: _____

ON-SITE MANAGER: BARRY O'NEAL

OPERATING SCHEDULE: MON - FRI 8-5

* Maximum Potential Quantity of Materials: Gals/Lbs Stored _____ Used _____

Maximum Potential Quantity of Wastes: Gals/Lbs Stored 110 Gals Used _____

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.

[Signature]
Signature of Owner/Applicant

S.S.I or F.I.N. Number

6-10-09
Date

5/1/2009

Expires 5/1/10
Paid: \$185

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

Kmart, 252 Main Street, Acton, MA 01720

Is hereby granted a permit to store and use Hazardous Materials at **252 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, 13

*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:
KMART
252 MAIN STREET
ACTON, MA 01720**

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:

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.
6. Copies of either all invoices or manifests for any Hazardous Materials or Wastes, received or disposed, shall be submitted to the Board of Health annually.
7. All Hazardous Materials Containers shall be labeled and dated when filling first began.
8. Speedy Dry, or its equivalent, shall be kept in the storage area, in case of a Hazardous Materials or Wastes spill.
9. Floor cleaning procedures and bathroom sanitation products shall us only nontoxic and biodegradable cleaning compounds.
10. All floor drains shall be sealed or discharged into a closed system, with the waste disposed of by a D.E.P. approved Hazardous Waste Hauler.
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.
17. A leak detector monitor and an over flow alarm shall be installed in the underground storage tank and the tank shall be tested annually for tightness with the results submitted to the Board of Health.
21. Gas cylinders shall not be rolled, even for short distances. They shall be moved by a suitable hand truck, in accordance with an OSHA standard that applies.
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.

TOWN OF ACTON
HAZARDOUS MATERIALS CONTROL BYLAW

June, 2009

Due \$185

Kmart
252 Main Street
Acton, MA 01720

Category 11, 13

Site Address

252 Main Street

HAZARDOUS MATERIALS CONTROL PERMIT RENEWAL APPLICATION

Categories

- | | |
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ADDRESS: _____

TELEPHONE: _____

ON-SITE MANAGER: BARRY O'NEAL

OPERATING SCHEDULE: MON - FRI 8-5

Maximum Potential Quantity of Materials: Gals/Lbs Stored _____ **Used** _____

Maximum Potential Quantity of Wastes: Gals/Lbs Stored _____

Pursuant to the General Laws of Massachusetts, Chapter 62C, Se pains and penalties of perjury that I, to the best of my knowledge tax returns and paid all state taxes required under law.

[Signature]
Signature of Owner/Applicant

6-10-09
Date

*Marked
back
7/28/09
to be
Completed*

5/1/2009

Expires 5/1/10
Paid: \$185

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