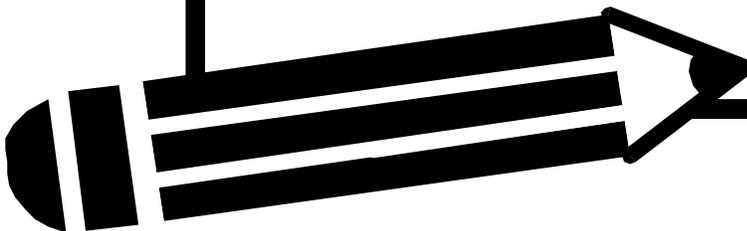


SECTION V:

**ADDITIONAL
INFORMATION
& ASSISTANCE**



DIRECTORY OF GOVERNMENT CONTACTS - Page 1 of 2

	Government Contact	Asbestos Related Program Responsibilities	Available Information & Assistance re: Asbestos Disposal Sites
State Government	<p>N.H. Dept. of Environmental Services (NHDES) Waste Management Division P.O. Box 95 6 Hazen Drive Concord New Hampshire 03302-0095</p> <p>PH: (603) 271-2925; FAX: (603) 271-2456 www.des.state.nh.us</p>	<ul style="list-style-type: none"> - Disposal site management, including inspection and remediation - Technical assistance to municipalities and property owners - Liaison to related US-EPA programs 	<ul style="list-style-type: none"> - Additional copies of this document & related updates, if any - List of and records pertaining to asbestos disposal sites - Technical assistance for and oversight of site remediation activities - Copies of rules and regulations
	<p>N.H. Dept. of Health & Human Services (NHDHHS) Office of Community and Public Health 6 Hazen Drive Concord, New Hampshire 03301</p> <p>PH: (603) 271-4609; FAX: (603) 271-2667 www.dhhs.state.nh.us</p>	<ul style="list-style-type: none"> - Health risk assessment - Licensing of asbestos abatement contractors - Certification of asbestos abatement workers - Technical assistance to local health officers - Occupational health & safety programs 	<ul style="list-style-type: none"> - Additional copies of this document & related updates, if any - Licensed Asbestos Abatement Contractor List
Federal Government	<p>U.S. Environmental Protection Agency (US-EPA) New England, Region 1 1 Congress Street, Suite 1100 Boston, Massachusetts 02114-2023</p> <p>CUSTOMER CALL CTR.: (617) 918-1111 TOLL FREE IN N.E.: (888) 372-7341 www.epa.gov</p>	<ul style="list-style-type: none"> - National Emission Standards for Hazardous Air Pollutants (NESHAP), 40 CFR 61 - Site inspection - Site remediation 	<ul style="list-style-type: none"> - Copies of federal environmental regulations and related publications - Technical library - Technical assistance to state government - Remedial assistance to state government
	<p>U.S. Department of Labor Occupational Safety & Health Administration 279 Pleasant Street, Suite 201 Concord, New Hampshire 03301</p> <p>PH: (603) 225-1629; FAX: (603) 225-1580 www.osha.gov</p>	<ul style="list-style-type: none"> - Administers/enforces safe work place practices - Job site inspections - Employee training 	<ul style="list-style-type: none"> - Copies of federal labor regulations and related publications - Consultation service for employers to improve their occupational safety and health management systems. Service delivered via state government.

DIRECTORY OF GOVERNMENT CONTACTS - Page 2 of 2

	Government Contact	Asbestos Related Program Responsibilities	Available Information & Assistance re: Asbestos Disposal Sites
Local Government	City of Nashua Health Officer Nashua Dept. of Environmental Health 18 Mulberry Street Nashua, New Hampshire 03060 PH: (603) 594-3356; FAX: (603) 594-3452 www.nashuanh.org	<ul style="list-style-type: none"> - Liaison to NHDES technical assistance and remedial programs 	<ul style="list-style-type: none"> - Tax Maps/ Property Reference Drawings - Limited site files - Local ordinances - Technical assistance concerning local permits and other requirements - Initial response to unplanned encounters and new site discoveries
	Town of Hudson Health Officer Hudson Town Offices 12 School Street Hudson, New Hampshire 03051 PH: (603) 886-6005; FAX: (603) 594-1142 www.ci.hudson.nh.us	<ul style="list-style-type: none"> - Liaison to NHDES technical assistance and remedial programs 	<ul style="list-style-type: none"> - Tax Maps/ Property Reference Drawings - Limited site files - Local ordinances - Technical assistance concerning local permits and other requirements - Initial response to unplanned encounters and new site discoveries
	Town of Tilton Health Officer Tilton Town Offices 257 Main Street Tilton, New Hampshire 03276 PH: (603) 286-4521; Fax: (603) 286-3519	<ul style="list-style-type: none"> - Liaison to NHDES technical assistance and remedial programs 	<ul style="list-style-type: none"> - Tax Maps/ Property Reference Drawings - Limited site files - Local ordinances - Technical assistance concerning local permits and other requirements - Initial response to unplanned encounters and new site discoveries
	Town of Meredith Health Officer Meredith Town Offices 41 Main Street Meredith, New Hampshire 03253 PH: (603) 279-4538; FAX: (603) 279-1042	<ul style="list-style-type: none"> - Liaison to NHDES technical assistance and remedial programs 	<ul style="list-style-type: none"> - Tax Maps/ Property Reference Drawings - Limited site files - Local ordinances - Technical assistance concerning local permits and other requirements - Initial response to unplanned encounters and new site discoveries



This is a courtesy copy of 40 CFR 61.151, a federal regulation applicable to inactive asbestos waste disposal sites. This copy was compiled on 6-22-99 by the New Hampshire Department of Environmental Services (NHDES) from the US Government Printing Office's website at <http://www.access.gpo.gov/nara/cfr>. Amendments, if any, effective after 6-22-99 are not part of this text. NHDES is not responsible for typographical or other errors. To obtain a complete copy of 40 CFR 61 (National Emission Standards for Hazardous Air Pollutants), refer to the aforementioned website or contact the Reference and Information Desk at the NH State Library (telephone 603-271-2239).

**TITLE 40--PROTECTION OF ENVIRONMENT
CHAPTER I--ENVIRONMENTAL PROTECTION AGENCY
PART 61--NATIONAL EMISSION STANDARDS
FOR HAZARDOUS AIR POLLUTANTS
Subpart M--National Emission Standard for Asbestos**

Sec. 61.151 Standard for inactive waste disposal sites for asbestos mills and manufacturing and fabricating operations.

Each owner or operator of any inactive waste disposal site that was operated by sources covered under Sec. 61.142, 61.144, or 61.147 and received deposits of asbestos-containing waste material generated by the sources, shall:

(a) Comply with one of the following:

(1) Either discharge no visible emissions to the outside air from an inactive waste disposal site subject to this paragraph; or

(2) Cover the asbestos-containing waste material with at least 15 centimeters (6 inches) of compacted nonasbestos-containing material, and grow and maintain a cover of vegetation on the area adequate to prevent exposure of the asbestos-containing waste material. In desert areas where vegetation would be difficult to maintain, at least 8 additional centimeters (3 inches) of well-graded, nonasbestos crushed rock may be placed on top of the final cover instead of vegetation and maintained to prevent emissions; or

(3) Cover the asbestos-containing waste material with at least 60 centimeters (2 feet) of compacted nonasbestos-containing material, and maintain it to prevent exposure of the asbestos-containing waste; or

(4) For inactive waste disposal sites for asbestos tailings, a resinous or petroleum-based dust suppression agent that effectively binds dust to control surface air emissions may be used instead of the methods in paragraphs (a) (1), (2), and (3) of this section. Use the agent in the manner and frequency recommended for the particular asbestos tailings by the manufacturer of the dust suppression agent to achieve and maintain dust control. Obtain prior written approval of the Administrator to use other equally effective dust suppression agents. For purposes of this paragraph, any used, spent, or other waste oil is not considered a dust suppression agent.

(b) Unless a natural barrier adequately deters access by the general public, install and maintain warning signs and fencing as follows, or comply with paragraph (a)(2) or (a)(3) of this section.

(1) Display warning signs at all entrances and at intervals of 100m (328 ft) or less along the property line of the site or along the perimeter of the sections of the site where asbestos-containing waste material was deposited. The warning signs must:

(i) Be posted in such a manner and location that a person can easily read the legend; and

(ii) Conform to the requirements for 51 cm x 36 cm (20" x 14") upright format signs specified in 29 CFR 1910.145(d)(4) and this paragraph; and

(iii) Display the following legend in the lower panel with letter sizes and styles of a visibility at least equal to those specified in this paragraph.

LEGEND	NOTATION
Asbestos Waste Disposal Site	2.5 cm (1 inch) Sans Serif, Gothic or Block
Do Not Create Dust.....	1.9 cm (3/4 inch) Sans Serif, Gothic or Block
Breathing Asbestos is Hazardous to Your Health	14 Point Gothic

Spacing between any two lines must be at least equal to the height of the upper of the two lines.

- (2) Fence the perimeter of the site in a manner adequate to deter access by the general public.
- (3) When requesting a determination on whether a natural barrier adequately deters public access, supply information enabling the Administrator to determine whether a fence or a natural barrier adequately deters access by the general public.

(c) The owner or operator may use an alternative control method that has received prior approval of the Administrator rather than comply with the requirements of paragraph (a) or (b) of this section.

(d) Notify the Administrator in writing at least 45 days prior to excavating or otherwise disturbing any asbestos-containing waste material that has been deposited at a waste disposal site under this section, and follow the procedures specified in the notification. If the excavation will begin on a date other than the one contained in the original notice, notice of the new start date must be provided to the Administrator at least 10 working days before excavation begins and in no event shall excavation begin earlier than the date specified in the original notification. Include the following information in the notice:

- (1) Scheduled starting and completion dates;
- (2) Reason for disturbing the waste;
- (3) Procedures to be used to control emissions during the excavation, storage, transport, and ultimate disposal of the excavated asbestos-containing waste material. If deemed necessary, the Administrator may require changes in the emission control procedures to be used; and
- (4) Location of any temporary storage site and the final disposal site.

(e) Within 60 days of a site becoming inactive and after the effective date of this subpart, record, in accordance with State law, a notation on the deed to the facility property and on any other instrument that would normally be examined during a title search; this notation will in perpetuity notify any potential purchaser of the property that:

- (1) The land has been used for the disposal of asbestos-containing waste material;
- (2) The survey plot and record of the location and quantity of asbestos-containing waste disposed of within the disposal site required in Sec. 61.154(f) have been filed with the Administrator; and
- (3) The site is subject to 40 CFR part 61, subpart M.

(40 FR 13661, Apr. 5, 1984, as amended at 53 FR 36972, Sept. 23, 1988. Redesignated and amended at 55 FR 48429, Nov. 20, 1990)



SAMPLE/MODEL NOTICE FOR CHAIN OF TITLE RECORDATION

Federal regulation requires the owners of inactive disposal sites to record, at the Registry of Deeds, a notice in the chain of title for the property. The notice shall state: that asbestos-containing waste materials have been disposed on the property; that certain disposal site records, including maps, are filed with the administrator (i.e., the New Hampshire Department of Environmental Services); and that the disposal site is subject to 40 CFR part 61, subpart M, including cover and access control requirements, and limitations regarding excavation or other disturbance of the waste.

Owners who have not yet recorded such notice should do so immediately and provide a copy of the same to the New Hampshire Department of Environmental Services, at the address shown below, and all persons/entities holding interest in the property, including lessees, tenants, mortgagees, and holders of easement rights. A sample notice is provided below. For further instructions concerning the actual recordation process, contact the Registry of Deeds for the county in which the property is located. For properties in Nashua and Hudson, New Hampshire, the Registry of Deeds is located at 19 Temple Street, Nashua, NH, 03060; Telephone: 603-882-6933. For properties in Tilton and Meredith, New Hampshire, the Registry of Deeds is located at 24 Court Street, Laconia, NH 03246; Telephone: 603-524-0618.



~NOTICE~

Pursuant to the requirements of 40 CFR 61.151(e), notice is hereby provided that asbestos-containing waste materials have been disposed on the property identified below:

CURRENT PROPERTY OWNER

Name: _____

_____ Mailing Address: _____

LOCATION OF PROPERTY

Street Address: _____

Town: _____

County: _____ State: _____

_____ Local Tax Map & Lot #: _____ Deed reference, by book & page: _____

Records pertaining to the disposal site, including site maps and a description of cover materials, are on file and available for public inspection at:

**New Hampshire Department of Environmental Services
Waste Management Division
6 Hazen Drive, P.O. Box 95
Concord, New Hampshire 03302-0095**

The disposal site is subject to 40 CFR part 61, subpart M, including cover and access control requirements and limitations regarding the excavation or other disturbance of the waste, as specified in 40 CFR 61.151. For additional information, including information concerning compliance with 40 CFR part 61, subpart M, and best management practices for the disposal area, contact the New Hampshire Department of Environmental Services as cited above.

Witness the execution hereof under seal this _____ day of _____, 19__

_____ Property Owner Signature: _____

_____ Notary Public Signature: _____ My commission expires on: _____
