NEW HAMPSHIRE DEPARTMENT OF Environmental Services

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DEPARTMENT OF ENVIRONMENTAL SERVICES
SOLID WASTE MANAGEMENT BUREAU

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Application for Permit-by-Notification For Asbestos Waste Holding Facility For Abatement Contactors

pursuant to
RSA 149-M and New Hampshire Solid Waste Administrative Rules Env-Sw 311 & Env-Sw 407.06

SECTION I. FACILITY IDENTIFICATION

The information provided below shall constitute the approved facility location, if a permit is issued based on this application.

(1) Facility name: E.C.S.I.
(2) Facility location, by street address and municipality: 111 Rt. 125 Kingston, NH 03848
(3) Facility mailing address: 111 Rt. 125 Kingston, NH 03848
(4) Facility status (Check which ONE of the following applies):
- ☒ Proposed Facility (i.e., a facility not yet constructed or operating)
- ☐ Unauthorized Facility (i.e., an existing facility without a permit) that DES has instructed to apply for this permit. (Attach a copy of the DES document that specifically instructs you to file this application).
  Note: An unauthorized facility must comply with all requirements applicable to a PROPOSED facility. Complete the remainder of this form on that basis.
- ☐ None of the above. (If "one of the above" DO NOT CONTINUE. A permit-by-notification can only be issued to a facility, which is one of the above. Contact the DES Solid Waste Compliance Bureau at (603) 271-2925 for further assistance).

(5) Local tax map and lot numbers: R-10 Lot 2
(6) Deed reference by county, volume and page numbers: Rockingham, Vol. 342 Page 736
(7) Latitude and longitude of a known fixed point on the site: +42° 53' 32.83"N & -71° 4' 36.49"W
(8) Written directions from a known point of reference in the vicinity of the facility site: See Attached
(9) Plot the facility site on a United States Geological Survey (USGS) topographic map, or copy thereof, prepared at a scale of 1:24,000 or 1:25,000. Mark and submit as "Attachment I(9)."

SECTION II. FACILITY PERMITTEE IDENTIFICATION

If a permit is issued, the information provided below shall constitute the identity of the permittee. The permittee and the facility owner shall be one in the same. Further, the permittee shall be in responsible charge of facility operations, closure, and post closure monitoring and maintenance. A permittee conducting business under any name other than his/her own legal name must be registered with the Secretary of State.

(1) Applicant/Permittee (entity holding permit): Environmental Compliance Specialists, Inc.
(2) Asbestos Abatement Contractor License # AC-121
(3) Applicant/Permittee mailing address: 111 Rt. 125 Kingston, NH 03848
(4) Applicant/Permittee telephone number: 603-642-9200 (3a) E-mail: jesse@ecsi-nh.com
(5) If different than above, identify the individual associated with and designated by the permittee to be the contact individual for matters concerning this facility:
  (a) Name: Chris Wright (b) Title: General Manager
  (c) Mailing address: 111 Rt. 125 Kingston, NH 03848
  (d) Telephone number: 603-642-9200 x207 (e) E-mail: cwright@ecsi-nh.com
(6) If the facility permittee is an individual, provide date of birth and go to Section III:
(7) If the facility permittee is a corporation, partnership or other association, provide all of the following information as specified:

(a) The facility is owned by a: ☒ corporation ☐ partnership ☐ other association
(b) State of incorporation/formation
(c) Principal business address: 111 Rt. 125 Kingston, NH 03848
(d) Provide, on separate paper and attach/mark as "Attachment II(6)(d)," the names and addresses of all directors, officers and shareholders (*), if for a corporation; all partners (whether general or limited), if for a partnership; or all principals, members or participants, if for another type of association.
(*) For a privately held corporation, identify all shareholders. For a publicly traded corporation, identify all shareholders owning 10% or more of the corporation's equity or debt.

SECTION III. FACILITY LIFE

Identify, by answering questions (1)-(3) below, the anticipated life expectancy of the facility. A permit-by-notification is issued for one of two operating scenarios: either for operating 90 days or less or operating longer than 90 days. If operated longer than 90 days, the facility must meet certain long-term operating obligations, as specified in Env-Sw 1100 and annual reporting requirements.

For a facility having an active life of 90 days or less, the dates provided below shall constitute the approved active life of the facility, if a permit is issued (i.e., the facility shall not be authorized to operate outside these dates).

For a facility having an active life longer than 90 days, the future dates specified below shall be target dates only. The actual dates for commencing construction, operation and closure shall be provided by the permittee (following permit issuance) by filing a "Notice of Intent to Construct" pursuant to Env-Sw 1104, a "Notice of Intent to Operate" pursuant to Env-Sw 1105, and a "Notice of Intent to Close" pursuant to Env-Sw 1106. "Notice of Intent" forms may be obtained from the P&DRS at (603) 271-2925.

(1) For a proposed facility, date facility construction is scheduled to commence:

OR

For an existing temporary permit or unauthorized facility, date facility construction first commenced:

(2) For a proposed facility, date facility operations are scheduled to commence: 2/4/15

OR

For an existing temporary permit or unauthorized facility, date facility operations first commenced:

(3) Total life expectancy of facility (check one only):
☐ 90 days or less (specify date by which the facility shall cease receiving waste):
☒ Longer than 90 days (answer (a) or (b) below as applicable):
(a) If date of facility closure is known, so indicate: **OR**
(b) If date of facility closure is unknown, specify total years the facility will most likely operate: 30 years.

SECTION IV. CERTIFICATION OF COMPLIANCE

A permit-by-notification shall not be issued to applicants unable to certify compliance with the following statements. If unable to certify that each of the following statements is true, you may instead apply for a "standard permit" pursuant to Env-Sw 314. Contact the P&DRS at (603) 271-2925 for additional information.

COMPLIANCE STATEMENT

The applicant shall certify that each of the statements listed in (1)-(8) below are true for each of the following individuals and entities:

☒ **the applicant, and**
☒ **the facility owner, and**
☒ **the facility operator, and**
☒ **all individuals and entities holding 10% or more of the applicant's debt or equity, and**
☒ **all of the applicant's officers, directors, and partners, and**
☒ **all individuals and entities having managerial, supervisory or substantial decision making authority and responsibility for the management of facility operations or the activity(s) for which approval is being sought**

(1) No individual or entity listed above has been convicted of or plead guilty or no contest to a felony in any state or federal court during the 5 years before the date of the application
(2) No individual or entity listed above has been convicted of or plead guilty or no contest to a misdemeanor for a violation of environmental statutes or rules in any state or federal court during the 5 years before the date of the application
(3) No individual or entity listed above has owned or operated any hazardous or solid waste facility which has been the subject of an administrative or judicial enforcement action for a violation of environmental statutes or rules during the 5 years before the date of the application

(4) No individual or entity listed above has been the subject of any administrative or judicial enforcement action for a violation of environmental statutes and rules during the 5 years before the date of the application
(5) All hazardous and solid waste facilities owned or operated in New Hampshire by any individual or entity listed above are in compliance with either:
  (a) All applicable environmental statutes, rules, and DES permit requirements; or
  (b) A DES approved schedule for achieving compliance therewith
(6) All individuals and entities listed above are in compliance with all civil and criminal penalty provisions of any outstanding consent agreement, settlement, or court order to which DES is a party
(7) All individuals and entities listed above have paid, or are in compliance with the payment schedule for any administrative fine assessed by DES
(8) All individuals and entities listed above are in compliance with all terms and conditions under every administrative order, court order or settlement agreement relating to programs implemented by DES

Signature of the applicant certifying the above statements are true:

Jesse Wright
Applicant Name **(Print Clearly or Type)**

Applicant Signature

1-23-15
Date

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SECTION V. SIGNATURE REQUIREMENTS

All signatures on all copies filed with DES must be ORIGINAL signatures. Read each of the below statements carefully. These statements shall constitute terms and conditions of any permit issued. Note that the term "facility" as used below refers to operations covered by this permit.

Applicant Signature:
The applicant(s) must sign the following statement prior to submitting this application. All copies of the application filed with DES must bear the applicants ORIGINAL signature(s). If the applicant is not an individual, an individual duly authorized by the applicant shall sign the application.

(1) The applicant owns the subject facility
(2) The applicant shall be in responsible charge of facility construction, operations and closure
(3) The applicant has read, understands and shall comply with all requirements for the siting, design, construction, operation and closure of this facility as identified in 311.02.
(4) The applicant shall regularly inspect waste received by this facility and assure that the facility shall NOT accept any of the following under the terms of this permit:
  (a) Waste other than asbestos waste generated from the permittee's contracted asbestos abatement projects
  (b) More than 30 tons of waste per day as averaged over the active life of the facility
(5) The facility shall not store more than 100 cubic yards of asbestos
(6) The applicant shall comply with all applicable statues and rules for managing wastes received and generated by the facility
(7) All persons handling, receiving, or managing asbestos waste at a facility, and all persons transporting asbestos waste to a facility shall be employed or contracted by the permittee to handle or manage the asbestos waste under the permittee's asbestos abatement entity license issued pursuant to Env-A 1810;, and shall be either: (1) A certified asbestos supervisor pursuant to Env-A 1810.13; or (2) A certified asbestos worker pursuant to Env-A 1810.14.
(8) For a facility having an active life longer than 90 days, Operating and Closure Plans meeting the content and format requirements in Env-Sw 1105.11 and Env-Sw 1106.04 respectively, have been prepared and shall be available and maintained as specified by Env-Sw 1202.02(a)(2) and (3); and the facility shall operate and close in conformance therewith
(9) Facility closure shall be completed within 30 days of the date of last waste receipt or the expiration date of the permit, whichever is earlier;

(10) The applicant understands that any permit-by-notification issued to an existing facility shall not be construed in any way as an authorization of any activity which occurred prior to the effective date of the permit; or an authorization of any activity that does not comply with RSA 149-M, the Rules and the permit; or a waiver of any cause of action for violation(s) of RSA 149-M or the Rules

(11) The applicant understands that DES may inspect this facility, including during construction, and that non-compliance with the terms and conditions of the permit may result in revocation or suspension of the permit, administrative fine, civil or criminal penalties, and/or administrative orders for corrective action

(12) The applicant understands and agrees to comply with the provisions for verification of permit information required by Env-Sw 311.06 which states that all facilities operating under a permit-by-notification or seeking a permit-by-notification in accordance with this part shall submit the following documentation to the department no later than 30 days after receipt of a request from the department for such documentation: (1) The written operating plan required by Env-Sw 1202.02(a)(2)a.; (2) The written closure plan required by Env-Sw 1202.02(a)(3)a.; (3) Any operator certifications required by Env-Sw 1202.05(d); (4) Proof of compliance with the siting criteria set forth in Env-Sw 1203; and (5) Any additional documentation required by Env-Sw 407; Env-Sw 507; Env-Sw 607; and Env-Sw 707, as applicable

(13) (a) The facility is not located on property that is subject to any on-going enforcement action by the department, unless the facility is approved by the department as part of the enforcement action and a copy of the approval is submitted with the application for the related permit-by-notification; (b) The facility is not located within 50 feet of any property line; (c) The facility is not located in a flood plain; (d) The facility is located in conformance with Env-Sw 1003; (e) If the facility has an active life longer than 90 days, it is located in conformance with Env-Sw 1102; and (f) The facility is not in a location that would violate the provisions of any groundwater management permit pursuant to Env-Or 600.

(14) The applicant understands that any approval granted by DES based on false and/or incomplete information shall be subject to revocation or suspension, and that administrative, civil or criminal penalties may also apply

(15) To the best of my knowledge and belief, the information and material submitted herewith is correct and complete

(16) I certify that this application is submitted on a complete and accurate form, as provided by the DES, without alteration of the text

(17) The applicant has submitted a copy of the application to the host municipality and the host solid waste management district.

Signature of the applicant certifying the above statements are true:

Jesse Wright
Name of Applicant **(Print Clearly or Type)**

Signature of Applicant

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Property Owner Signature

If the applicant does not currently own the property where the subject facility will be sited, the property owner(s) must also sign this form as follows. All copies of the application filed with DES must bear the property owner's **ORIGINAL** signature(s). If the property owner(s) is not an individual, an individual duly authorized by the property owner shall sign the application.

(1) I hereby affirm that the applicant has or shall be granted the legal right to occupy and use the property on which the subject facility is or will be located for the purpose specified in this application.

(2) I hereby agree to grant access to the property for closure and post-closure monitoring of the facility and site, as required by the New Hampshire Solid Waste Rules.

Signature of the applicant certifying the above statements are true:

Carol Wright

Property Owner Name **(Print Clearly or Type)**

Carol Wright

Property Owner Signature

Property Owner Mailing Address:

PO Box 1147
Atkinson, NH 03811

1-23-15

Date

Jesse Wright

Joint Owner Name **(Print Clearly or Type)**

Jesse Wright

Joint Owner Signature

Joint Owner Mailing Address:

PO Box 1147
Atkinson, NH 03811

1-23-15

Date

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