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Department of Environmental Protection

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Guidance for the Storage, Consolidation, and Transfer of Asbestos-Containing Waste Material

Bureau of Air and Waste

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This Guidance was developed in 1988 because the Massachusetts Department of Environmental Protection (Department) was concerned about the handling of asbestos-containing waste material (ACWM) during consolidation and transfer operations at sites other than the site of generation of the asbestos-containing waste material or the place of business of the asbestos contractor. Such unregulated sites would not be known to the Department for inspection to determine compliance with applicable statutes and regulations and may pose potential risks to populations unaware of the existence of the asbestos-containing waste material. The following Guidance protects the citizens of the Commonwealth from exposure to this potentially harmful product during handling, consolidation, and transfer operations, taking into account the practical considerations of removal and storage of asbestos-containing waste material. This Guidance applies only to Department of Labor Standards (DLS) certified asbestos contractors conducting asbestos abatement activities pursuant to 310 CMR 7.15 and public or private utility owners/operators conducting underground asbestos-cement (A/C) pipe removal and replacement projects pursuant to 310 CMR 7.15(12A) in order to clarify when certain activities, including the secure temporary storage of ACWM, are permissible without obtaining a site assignment or a Department solid waste management facility permit.

Defined terms for use with this policy

ACWM – Asbestos Containing Waste Material as defined in 310 CMR 7.15.

Asbestos Contractor – As defined in 310 CMR 7.15.

Containerize – As defined in 310 CMR 7.15..

Premises – The place of business of the asbestos contractor removing containerized ACWM from the site of generation. An asbestos contractor's place of business is the location of the asbestos contractor's company's office or the location where the majority of the asbestos contractor's asbestos abatement equipment and vehicles are stored. Premises shall also mean the place of business of the private and public utilities where they store properly containerized A/C pipe removed pursuant to 310 CMR 7.15(12A). Such locations shall be secured and operated in compliance with all federal, state and local laws and regulations.

Public or Private Utilities – Entities that own and operate utility systems that may contain underground A/C pipes conveying drinking water, sanitary sewage, storm water, electricity, and gas, including the contractors they may hire to remove and replace those A/C pipes pursuant to 310 CMR 7.15(12A).

Secondary Container – Totally enclosed container, such as a waste trailer, that is designed, constructed, and operated to prevent spills, leaks, or emissions.

Site of Generation – A location, such as a demolition/renovation or construction site where asbestos abatement activity is actively taking place and/or where ACWM is generated.

Temporary Storage – Storage of containerized ACWM for a period not exceeding 30 days.

A. Activities Involving ACWM and Containerized ACWM **Not** Requiring Solid Waste Site Assignment Pursuant to 310 CMR 16.00 or a Facility Permit for a Solid Waste Management Facility Pursuant to 310 CMR 19.000:

- (1) Temporary Storage of secured, containerized ACWM at a site of generation.
- (2) Containerized ACWM transported by an asbestos contractor directly from a site of generation to a landfill approved to accept such material, in accordance with 310 CMR 7.15(17)(c).
- (3) Containerized ACWM picked up from multiple sites of generation by an asbestos contractor and transported directly to a landfill approved to accept such material, in accordance with 310 CMR 7.15(17)(c).
- (4) Temporary storage of containerized ACWM at the premises of an asbestos contractor or public or private utility that was removed or picked up at the

site of generation by the asbestos contractor or public or private utility; or the transfer or consolidation of such containerized ACWM in a vehicle or secondary container on such premises, as long as the storage vehicle or secondary container is enclosed as described in 310 CMR 7.15(16). The asbestos contractor and the private or public utility must notify the Department of the temporary storage, in accordance with Section C.(1) below.

- (5) Transfer or consolidation of containerized ACWM generated at an active site of generation pursuant to 310 CMR 7.15(17)(b).

B. Activities Involving ACWM and Containerized ACWM Requiring Solid Waste Site Assignment Pursuant 310 CMR 16.00 and/or a Facility Permit for a Solid Waste Management Facility Pursuant to 310 CMR 19.000 Include:

- (1) Any removal of ACWM or containerized ACWM from a vehicle and subsequent storage at a location other than an approved disposal facility, a site of generation or on the premises of the asbestos contractor or the public or private utilities.
- (2) Any ACWM or containerized ACWM placed at a location other than an approved disposal facility, a site of generation or on the premises of the asbestos contractor or the public or private utilities.
- (3) Any transfer of ACWM or containerized ACWM from vehicle or secondary container to vehicle or secondary container that takes place at a location other than an approved disposal facility, a site of generation where that containerized ACWM is generated, or on the premises of the asbestos contractor or public or private utilities.
- (4) Any use of an existing transfer station, as defined by 310 CMR 19.000, for temporary storage or transfer of ACWM or containerized ACWM without specific prior approval by the Department for handling asbestos.
- (5) Use of an existing landfill as a storage area prior to transport to another facility for disposal without specific prior approval by the Department for such practices.
- (6) Any site where ACWM or containerized ACWM is stored for greater than 30 days after removal and prior to disposal at an approved disposal facility.

C. Notification

- (1) An asbestos contractor and the public or private utilities shall complete and submit the Department's Asbestos Notification Form AQ-04 (ANF-001), Section C Asbestos Transportation & Disposal. And if temporarily storing ACWM from an abatement project at their own premises, asbestos contractors and public or private utilities shall check off Section C1-b and fill out Sections C1, C2, and C3, with the following information:
 - a. Name, address, and telephone number of the transporter who will transport the containerized ACWM from the site of generation to the temporary storage location;
 - b. Name, address, and telephone number of the transporter who will transport the containerized ACWM from the temporary storage location to the final disposal site; and
 - c. Name(s) and address(es) of the premises where containerized ACWM will be temporarily stored.