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AUL ADDRESS

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AUL AMENDMENT SCREENING CHECKLIST

Checklist for Amendment to Notice of Activity and Use Limitation -- MCP as amended through June 20, 2014 -- Form 1082B

• NOTE: This checklist is intended to assist DEP Personnel in screening Amendments to Notices of Activity and Use Limitation on Form 1082B. This checklist is intended solely as guidance, and is not a substitute for the regulations; 310 CMR 40.0000 (the MCP).

КE	QUIREMENTS FOR COMPLETING FORM 1082B			Reference(s) to	Notes
		Y	Ν	MCP	
1.	Did the Department receive a Registry-copy of the Amendment of AUL, bearing Registry of Deeds Book & Page #s and/or Land Court Registration information?			40.1081(4)(e)	С
2.	Is the current version of Form 1082 (Must be current as of the date of recording/registration)				
3.	Is the Form's boilerplate unaltered, except where alterations are allowed through bracketed language? Significant?			40.1081(4)(a)	A significant changes D not sign. changes
4.	Is the Disposal Site name identified in the Header of Form 1082B Is the DEP Release Tracking Number(s) identified in the Header of Form 1082B?			40.1081(4)(a) 40.1081(4)(a)	E B
5.	In Paragraph 1, Does the Form correctly identify the original AUL by Registry and Book/Page or Document number?			40.1081(4)(a)	В
	Does the Form identify the date of the original AUL?			40.1081(4)(a)	В
6.	In Paragraph 2; Is the address of the Property subject to the AUL (City/Town & County) identified? Does the Form indicate, through use of bracketed language whether land is vacant or			40.1081(4)(a)	В
	improved?			40.1081(4)(a)	E
7.	In Paragraph 3;				
	Does the Form identify the name of the LSP who signed the original AUL? Does the Form correctly indicate whether the original AUL was filed to maintain NSR			40.1081(4)(a)	D
	or eliminate a substantial hazard? NSR NSH			40.1081(4)(a)	D
8.					
9.	In Paragraph 4, does the Form correctly identify the owner?			40.1081(4)(a)	
10.	In Paragraph 4, does the Form correctly identify the owner's source of title (i.e. deed, certificate of title, probate docket number)?			40.1081(4)(a)	В
	Has the property been conveyed since the Original AUL?				

11. Do the changes to the permitted and restricted activities, and the obligations and conditions described in Paragraph 3 meet the requirements for filing an AUL. Amendment? 40.1081(2) A 12. In Paragraph 3; molecular equirements for filing an AUL. Amendment? 40.1081(2) A/B 12. In Paragraph 4; molecular elevan understandable description of inconsistent activities/uses? 40.1081(2) A/B 13. In Paragraph 4; molecular elevan understandable description of obligations/conditions? 40.1081(2) A/B 13. In Paragraph 4; molecular elevan understandable description of obligations/conditions? 40.1081(2) A/B 14. Is the Form include a complete list of amended and unchanged permitted activities/uses? 40.1081(2) A/B 15. Is (are) the property owner(s)? As stated in BWSC 113 40.1081(2) A/B 16. Is (are) the property owner(s)? as stated in BWSC 113 40.1081(4)(a) A 16. Is (are) the property owner(s)? as stated in BWSC 113 40.1081(4)(a) A 17. Is (are) the property owner(s)? signature(a) and crize and binding? (Check one option critic/signed by sile owners) is signature(s) authorized and of Directors, with vote authorizing sid office(s) authorized by vice (che Board of Directors, with vote authorizing sid office(s) authorized by vice (che Board of Directors, with vote authorizing sid office(s) a	AM	ENDMENTS TO THE AUL					
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17. Is(are) the property owner(s)'s signature(s) authorized and binding? (Check one option)	15.	Is(are) the property owner(s)'s signature dated?				40.1081(4)(a)	D
Sole ownership: signed by sole owner Not applicable Joint ownership: signed by all owners Not applicable Joint ownership: signed by all owners Not applicable Corporation: Certificate of incumbency AND (Check one) (owned/signed by individual(s)) Signed by President and Treasurer Signed by President and Assistant Treasurer Signed by Vice President and Assistant Treasurer Signed by Vice President and Assistant Treasurer Signed by Vice President and Assistant Treasurer Authorizing said officer(s) authorized by vote of the Board of Directors, with vote authorizing said officer(s) attached to Form 18. Is the Form signed by an LSP? 40.1081(4)(a) A Is the LSP's signature sealed with an LSP stamp? 40.1081(4)(a) A/B Is the LSP's signature dated? D 40.1081(4)(a) D Is the LSP's signature force (not before) the date of owner's signature? D D D	16.	Is(are) the property owner(s)'s signature(s) properly notarized?				40.1081(4)(a)	Е
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REQUIRED ATTACHMENTS TO FORM 1082B	18.	Is the LSP's signature sealed with an LSP stamp? Is the LSP's signature dated? Is the LSP's signature properly notarized?				40.1081(4)(a) 40.1081(4)(a)	A/B D D
	RE	QUIRED ATTACHMENTS TO FORM 1082B	L	I	1		

EXHIBITS				Reference(s)	Notes		
19.	Is a legal description of the Property subject to the AUL (either a running description or a bounding description) attached as Exhibit A? (Check one): Running (metes & bounds) description (if Property is unregistered land) Bounding description (if Property is registered land)						A/B
20.	If the person signing the AUL Amendment is not an individual signing on his/her own behalf, is there documentation of the person's signatory authority attached as an exhibit to the AUL?]]	N/A	40.1081(4)(b)	В
TRANSMITAL FORM 113					Reference(s)	Notes	
21.	Is Transmittal Form BWSC 113 submitted to DEP with the Amendment?Was the statement signed certifying that the person(s) or entity(ies) identified as the owner(s) on the AUL Amendment owned the Property at the time the AUL Amendment was recorded and/or registered?Was a statement signed certifying that all record interest holders were notified of the Amendment to the AUL?]		40.1081(4)(f)1 40.1081(4)(f)2	
CO	NSISTENCY OF FORMS & ATTACHMENTS					Reference(s)	Notes
22.	Are the Form's descriptions of consistent (permitted) activities and uses, inconsistent activities and uses, and obligations and conditions consistent with each other?]		40.1081(2)	A/B
PUBLIC NOTICE REQUIREMENTS						Reference(s)	Notes
23.	Forward a copy of the recorded/registered Form to each of the local officials listed below within 30 days of being recorded or registered: Chief Municipal Officer Board of Health Zoning Official Building Code Enforcement Official					40.1403(7)(a)	С
24.	Publish a notice of the AUL Amendment in a local newspaper within 30 days of the AUL Amendment being recorded or registered, identifying the following: The name, complete address, and RTN of the Disposal Site The type of Activity and Use Limitation (i.e., AUL Amendment) Information about where the AUL and site file can be reviewed The name, address and phone number of the person(s) recording the AUL Amendment]		40.1403(7)(b)	C
RE	REQUIREMENTS FOR CONFIRMATORY AUL AMENDMENT						Notes
25.	Is the word "Confirmatory" appropriately included to indicate whether the AUL is a Confirmatory Amendment to Notice of Activity and Use Limitation?] N	N/A	40.1081(4)(a)	D
26.	Is the optional Paragraph following the Owner's authorization included to indicate that the AUL Amendment is a Confirmatory Amendment?] N	N/A	40.1081(4)(a)	D
27.	Does the optional Paragraph identify the date, Registry, book and page number of the original AUL Amendment?] N	N/A	40.1081(4)(a)	A/B
28.	Are the errors in the original AUL Amendment listed?			N	N/A	40.1081(4)(a)	A/B