



Commonwealth of Massachusetts

City/Town of

Form 9A – Application for Local Upgrade Approval

DEP has provided this form for use by local Boards of Health. Other forms may be used, but the information must be substantially the same as that provided here. Before using this form, check with your local Board of Health to determine the form they use.

Form 9A is to be submitted to the Local Board of Health for the upgrade of a failed or nonconforming septic system with a design flow of less than 10,000 gpd, where full compliance, as defined in 310 CMR 15.404(1), is not feasible.

System upgrades that cannot be performed in accordance with 310 CMR 15.404 and 15.405, or in full compliance with the requirements of 310 CMR 15.000, require a variance pursuant to 310 CMR 15.410 through 15.415.

NOTE: Local upgrade approval shall not be granted for an upgrade proposal that includes the addition of a new design flow to a cesspool or privy, or the addition of a new design flow above the existing approved capacity of an on-site system constructed in accordance with either the 1978 Code or 310 CMR 15.000.

A. Facility Information

Important:

When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



1. Facility Name and Address:

Name

Street Address

City/Town

State

Zip Code

2. Owner Name and Address (if different from above):

Name

Street Address

City/Town

State

Zip Code

Telephone Number

3. Type of Facility (check all that apply):

☐ Residential

☐ Institutional

☐ Commercial

☐ School

4. Describe Facility:

5. Type of Existing System:

☐ Privy

☐ Cesspool(s)

☐ Conventional

☐ Other (describe below):

6. Type of soil absorption system (trenches, chambers, leach field, pits, etc):



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A. Facility Information (continued)

7. Design Flow per 310 CMR 15.203:

Design flow of existing system:	_____
	gpd
Design flow of proposed upgraded system	_____
	gpd
Design flow of facility:	_____
	gpd

B. Proposed Upgrade of System

1. Proposed upgrade is (check one):

☐ Voluntary ☐ Required by order, letter, etc. (attach copy)

☐ Required following inspection pursuant to 310 CMR 15.301: _____
date of inspection

2. Describe the proposed upgrade to the system:

3. Local Upgrade Approval is requested for (check all that apply):

☐ Reduction in setback(s) – describe reductions:

☐ Reduction in SAS area of up to 25%: _____
SAS size, sq. ft. % reduction

☐ Reduction in separation between the SAS and high groundwater:

Separation reduction _____
ft.

Percolation rate _____
min./inch

Depth to groundwater _____
ft.



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B. Proposed Upgrade of System (continued)

☐ Relocation of water supply well (explain):

☐ Reduction of 12-inch separation between inlet and outlet tees and high groundwater

☐ Use of only one deep hole in proposed disposal area

☐ Use of a sieve analysis as a substitute for a perc test

☐ Other requirements of 310 CMR 15.000 that cannot be met – describe and specify sections of the Code:

If the proposed upgrade involves a reduction in the required separation between the bottom of the soil absorption system and the high groundwater elevation, an Approved Soil Evaluator must determine the high groundwater elevation pursuant to 310 CMR 15.405(1)(h)(1). ***The soil evaluator must be a member or agent of the local approving authority.***

High groundwater evaluation determined by:

Evaluator's Name (type or print)

Signature

Date of evaluation

C. Explanation

Explain why full compliance, as defined in 310 CMR 15.404(1), is not feasible. (Each section must be completed)

1. An upgraded system in full compliance with 310 CMR 15.000 is not feasible:

2. An alternative system approved pursuant to 310 CMR 15.283 to 15.288 is not feasible:



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C. Explanation (continued)

3. A shared system is not feasible:

4. Connection to a public sewer is not feasible:

5. The Application for Local Upgrade Approval must be accompanied by all of the following (check the appropriate boxes):

- ☐ Application for Disposal System Construction Permit
- ☐ Complete plans and specifications
- ☐ Site evaluation forms
- ☐ A list of abutters affected by reduced setbacks to private water supply wells or property lines.
Provide proof that affected abutters have been notified pursuant to 310 CMR 15.405(2).
- ☐ Other (List): _____

D. Certification

"I, the facility owner, certify under penalty of law that this document and all attachments, to the best of my knowledge and belief, are true, accurate, and complete. I am aware that there may be significant consequences for submitting false information, including, but not limited to, penalties or fine and/or imprisonment for deliberate violations."

Facility Owner's Signature

Date

Print Name

Name of Preparer

Date

Preparer's address

City/Town

State/ZIP Code

Telephone