

NOTICE OF PUBLIC AVAILABILITY

This notice is to inform the public that Hazardous Material Emergency Response Plans have been written by the Local Emergency Planning Committee of Bay County, Michigan. The Emergency Response Plans are available to the public in accordance with Sections 302, 311, 312 and 324 of Title III of the Superfund Amendments and Reauthorization Act (SARA) of 1986. Also available are the material data safety sheets (MSDS), lists, and inventory forms of the hazardous chemicals which are included in the respective plans.

Section 311 of SARA Title III states that the owner or operator of a facility which is required to have a MSDS for a hazardous chemical under the Occupational Safety and Health Act of 1970 and subsequent regulations, is also required to submit a MSDS or list of such hazardous chemicals to each of the following entities: the appropriate Local Emergency Planning Committee (LEPC), the State Emergency Response Commission and the Fire Department with jurisdiction over the facility.

Sections 311, 312 and 324 of SARA Title III and regulations 40 CFR 370.20, 370.21 and 370.30, published since the passage of the Act, provide that any person may request in writing from a Local Emergency Planning Committee a copy of a specific Emergency Response Plan, a specific MSDS, or a specific facility inventory form. The LEPC shall make this information available to the person making the request.

Written notices of availability, submitted as a follow-up to emergency notification of the release of an extremely hazardous substance, may subsequently be published, if and when such a release occurs.

Members of the public who wish to review an Emergency Response Plan, MSDS or list, inventory form or follow-up emergency notice, may submit a Public Request for Information form to the office listed at the bottom of this notice. This office is open Monday through Friday excluding holidays, from 8:00 a.m. to noon and 1:00 to 5:00 p.m. It is required that an appointment be scheduled for such a review. Copies of documents may be requested, using the same form. Reasonable fees are charged for copies of documents.

BAY COUNTY EMERGENCY SERVICES

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