

Department of Environmental Protection

One Winter Street Boston, MA 02108 • 617-292-5500

Charles D. Baker Governor

Karyn E. Polito Lieutenant Governor Kathleen A. Theoharides Secretary

> Martin Suuberg Commissioner

October 19, 2020

Joyce M. Gresh Natures Way Laboratories Inc. 50 Portside Drive Pocasset, MA 02559

Re: Application for BRP WP 62a Septic System Additive or Soil Absorption System Conditioner/Restorative Brand name: After Shock Transmittal No.: X286492

Dear Ms. Gresh:

The Department of Environmental Protection (MassDEP) has reviewed the application submitted by Natures Way Laboratories Inc. for the use of the After Shock as a septic system additive in Massachusetts. In accordance with section 15.027 of Title 5 (310 CMR 15.000) it has been determined that the products, as described in the application, will not harm the septic system components, including the biomat, or adversely affect system function or the environment when used according to the schedule recommended by the manufacturer.

The Department hereby <u>allows</u> the use of this product as septic system additive subject to the following conditions:

- 1. The allowed use is only for the specific additive noted above, as described and contained in Permit Application BRP WP 62a, application # X286492 received on October 13, 2020 and not for any other additive produced or equipment distributed by Natures Way Laboratories Inc. ("the Company") or by any other entity.
- 2. Prior to distribution of the septic system additive for sale or use, the Company shall test each product batch for the presence of Enteric Pathogens, including Salmonella, Shigella, and Campylobacter, utilizing American Public Health Association methods for the identification and isolation of enteric pathogens. The presence of enteric pathogens in any product batch shall result in discarding the whole batch in accordance with applicable requirements. The Company shall maintain testing results for three years following each testing date.

Septic system Additive or Soil Absorption System Conditioners/Restorative Page 2 of 2 X286492 After Shock – Natures Way Laboratories Incorporation October XX, 2020

- 3. Natures Way Laboratories Inc. shall notify the Department at least thirty (30) days in advance of the proposed transfer of ownership of the corporation or of the right to produce the product for which this allowance is issued. Notification shall include the name and address of the new owner/entity and a written agreement between the existing and new owner/entity containing a specific date of transfer. All provisions of this allowance shall be applicable to the successors and assigns of the Company.
- 4. The Department's determination to allow the use of this product does not constitute an endorsement or approval with respect to the benefit, effectiveness, or performance of the additive. This determination does not constitute approval of the product for use to repair or rejuvenate failed septic systems as defined in Title 5, 310 CMR 15.000. Any promotional representation that refers to the allowance of this product shall include the sentence:

"Allowance of this product does not represent an endorsement or approval by the Massachusetts Department of Environmental Protection with respect to the effectiveness or performance of this product".

Should you have further questions or need additional information, please contact Olusegun Onatunde, of my staff, at (617) 556-1168.

Sincerely,

Marybeth Chubb, Section Chief Wastewater Management Program Bureau of Water Resources