



BOARD OF HEALTH
TOWN OF FOXBOROUGH
MASSACHUSETTS 02035

www.foxboroughma.gov

40 SOUTH STREET
Tel. (508) 543-1207
Fax (508) 543-6278

ABSOLUTELY NO REFUNDS
OR TRANSFER OF FUNDS

TANNING
PLAN REVIEW APPLICATION

MUST BE SUBMITTED WITH FEE 30 DAYS BEFORE CONSTRUCTION BEGINS/OPENING DAY

BHP - _____

DATE : _____

FEE: \$200.00 Please make checks payable to the Town of Foxborough. NEW REMODEL

ESTABLISHMENT NAME: _____

PHONE: _____

_____ # OF ROOMS

_____ # OF BEDS/BOOTHES

NAME OF OWNER: _____ PHONE: _____

MAILING ADDRESS: _____

APPLICANT'S NAME: _____ PHONE: _____

MAILING ADDRESS: _____

MASS. REG. PROFESSIONAL ENGINEER OR REG. ARCHITECT: _____

MAILING ADDRESS: _____

PROJECTED DATES FOR PROJECT: _____ START _____ FINISH

I UNDERSTAND THAT APPROVAL FOR THE TANNING FACILITY MUST MEET THE RULES AND REGULATIONS RELATIVE TO THE PRACTICE OF TANNING IN THE TOWN OF FOXBOROUGH 105 CMR 123.000. I HAVE READ THE PERTINENT REGULATIONS AND WILL COMPLY WITH THE STATE/LOCAL CODE. THE PLAN IS ALSO CONTINGENT UPON COMPLIANCE WITH STATE AND LOCAL BUILDING, ELECTRICAL, PLUMBING AND FUEL GAS CODES.

Owner (s) or responsible representative(s)

Date

Approval of these plans and specifications by this Health Department does not indicate compliance with any other code, law or regulations that may be required (federal, state, or local). AN ON-SITE INSPECTION AT LEAST 10 BUSINESS DAYS PRIOR TO OPENING THE ESTABLISHMENT IS REQUIRED. CALL THIS OFFICE FOR AN APPOINTMENT, (508) 543-1207.

PLEASE INCLUDE THE FOLLOWING DOCUMENTS:

- A plan review fee of \$200 shall be submitted with this application.
- Workers Compensation Affidavit, completed and signed by the applicant.
- One set of plans.

Plans shall include the following: (plans shall be drawn to an acceptable architectural scale.)

_____ Site Plan.

_____ Layouts for all rooms. NOTE: Ventilation, bathrooms, sinks, etc.

_____ Tanning Facility Form.

_____ Certificate of Completion.

Tanning Regulations

For Tanning Regulations please see our website at: www.foxboroughma.gov

1. All practitioners who are working/operating tanning facilities as defined in 105 CMR 123.003c must be trained and sufficiently knowledgeable in the correct operation of tanning devices used at a facility.
2. Each tanning operator must:
 - Complete the training module offered by the Local Public Health Institute or equivalent.
 - Print out the Certificate of Completion and submit to the Board of Health.
 - All operators must be certified by March 1, 2013.
 - All operators that are going to be operating the tanning equipment need to have taken the test within 6 months from date of hire.
 - Any subsequent new hires that will be operating the tanning equipment shall be certified before they are allowed to operate said tanning equipment.
 - Test scores must be 70 or above.
 - A licensed operator must be present at all times while tanning operations are on-going.



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TANNING FACILITY FORM

105 CMR 123.000

NAME OF TANNING FACILITY: _____
ADDRESS: _____ **TELEPHONE #** _____

NAME OF OWNER TANNING FACILITY: _____
ADDRESS: _____ **TELEPHONE #** _____

FOR EACH UNIT LOCATED WITHIN THE FACILITY PROVIDE THE FOLLOWING:

MANUFACTURER: _____
MODEL NUMBER: _____
MODEL YEAR: _____
SERIAL NUMBER: _____
TYPE OF EACH ULTRAVIOLET LAMP OR TANNING DEVICE: _____

NAME OF THE TANNING DEVICE SUPPLIER: _____
NAME OF THE INSTALLER: _____
DATE OF INSTALLATION (FOR EACH DEVICE): _____
SERVICE AGENT: _____

I CERTIFY THAT I AM FAMILIAR WITH 105 CMR 123.000 TANNING FACILITIES, HAVE RECEIVED A COPY OF THE REGULATIONS, AND THE ABOVE DESCRIBED ESTABLISHMENT WILL BE OPERATED AND MAINTAINED IN ACCORDANCE WITH THE REGULATIONS.

APPLICANTS SIGNATURE

DATE



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TANNING BOOTHS LICENSE APPLICATION

Fee: \$100.00

MAKE CHECKS PAYABLE TO THE TOWN OF FOXBOROUGH. PERMIT EXPIRES 12/31
(Application must be submitted at least 30 days before the planned opening/renewal date.)
(If less than 30 days a \$200 Late Fee will be charged)

BHP- _____
DATE REC'D _____
CHECK # _____

**ABSOLUTELY NO REFUNDS
OR TRANSFER OF FUNDS**

Applicant: _____

Owner if different: _____

EMAIL: _____

Doing Business As: _____

Address: _____

Mailing if different: _____

Applicants phone #: _____ Establishment # _____

TANNING BOOTH LICENSE IN THE TOWN OF FOXBOROUGH IN ACCORDANCE
WITH THE RULES AND REGULATIONS MADE UNDER AUTHORITY OF SAID
STATUTES.

**PLEASE ALSO INCLUDE A COPY OF YOUR LPHI TRAINING CERTIFICATE OR
EQUIVALENT CERTIFICATE.**

I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

(*Signature of Individual or Corporate Name)

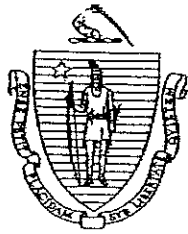
By Corporate Officer (Mandatory, if Applicable)

(**Social Security # (Voluntary)
or Federal Identification Number

Date:

*This license will not be issued unless this certification clause is signed by the applicant.

**Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Licensees who fail to correct their non-filing or delinquency will be subject to license suspension or revocation. This request is made under the authority of Mass. G.L. c. 62Cs.49A. (2013)



The Commonwealth of Massachusetts
 Department of Industrial Accidents
 Office of Investigations
 600 Washington Street
 Boston, MA 02111
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses

Applicant Information

Please Print Legibly

Business/Organization Name: _____

Address: _____

City/State/Zip: _____ Phone #: _____

Are you an employer? Check the appropriate box:

- 1. I am an employer with _____ employees (full and/ or part-time).*
- 2. I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
- 3. We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]**
- 4. We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

Business Type (required):

- 5. Retail
- 6. Restaurant/Bar/Eating Establishment
- 7. Office and/or Sales (incl. real estate, auto, etc.)
- 8. Non-profit
- 9. Entertainment
- 10. Manufacturing
- 11. Health Care
- 12. Other _____

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

**If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: _____

Insurer's Address: _____

City/State/Zip: _____

Policy # or Self-ins. Lic. # _____ Expiration Date: _____

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: _____ Date: _____

Phone #: _____

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):

- 1. Board of Health
- 2. Building Department
- 3. City/Town Clerk
- 4. Licensing Board
- 5. Selectmen's Office
- 6. Other _____

Contact Person: _____ Phone #: _____

Information and Instructions

Massachusetts General Laws chapter 152 requires all employers to provide workers' compensation for their employees. Pursuant to this statute, an *employee* is defined as "...every person in the service of another under any contract of hire, express or implied, oral or written."

An *employer* is defined as "an individual, partnership, association, corporation or other legal entity, or any two or more of the foregoing engaged in a joint enterprise, and including the legal representatives of a deceased employer, or the receiver or trustee of an individual, partnership, association or other legal entity, employing employees. However, the owner of a dwelling house having not more than three apartments and who resides therein, or the occupant of the dwelling house of another who employs persons to do maintenance, construction or repair work on such dwelling house or on the grounds or building appurtenant thereto shall not because of such employment be deemed to be an employer."

MGL chapter 152, §25C(6) also states that "every state or local licensing agency shall withhold the issuance or renewal of a license or permit to operate a business or to construct buildings in the commonwealth for any applicant who has not produced acceptable evidence of compliance with the insurance coverage required."

Additionally, MGL chapter 152, §25C(7) states "Neither the commonwealth nor any of its political subdivisions shall enter into any contract for the performance of public work until acceptable evidence of compliance with the insurance requirements of this chapter have been presented to the contracting authority."

Applicants

Please fill out the workers' compensation affidavit completely, by checking the boxes that apply to your situation and, if necessary, supply your insurance company's name, address and phone number along with a certificate of insurance. Limited Liability Companies (LLC) or Limited Liability Partnerships (LLP) with no employees other than the members or partners, are not required to carry workers' compensation insurance. If an LLC or LLP does have employees, a policy is required. Be advised that this affidavit may be submitted to the Department of Industrial Accidents for confirmation of insurance coverage. **Also be sure to sign and date the affidavit.** The affidavit should be returned to the city or town that the application for the permit or license is being requested, **not** the Department of Industrial Accidents. Should you have any questions regarding the law or if you are required to obtain a workers' compensation policy, please call the Department at the number listed below. Self-insured companies should enter their self-insurance license number on the appropriate line.

City or Town Officials

Please be sure that the affidavit is complete and printed legibly. The Department has provided a space at the bottom of the affidavit for you to fill out in the event the Office of Investigations has to contact you regarding the applicant. Please be sure to fill in the permit/license number which will be used as a reference number. In addition, an applicant that must submit multiple permit/license applications in any given year, need only submit one affidavit indicating current policy information (if necessary). A copy of the affidavit that has been officially stamped or marked by the city or town may be provided to the applicant as proof that a valid affidavit is on file for future permits or licenses. A new affidavit must be filled out each year. Where a home owner or citizen is obtaining a license or permit not related to any business or commercial venture (i.e. a dog license or permit to burn leaves etc.) said person is NOT required to complete this affidavit.

The Office of Investigations would like to thank you in advance for your cooperation and should you have any questions, please do not hesitate to give us a call.

The Department's address, telephone and fax number:

The Commonwealth of Massachusetts
Department of Industrial Accidents
Office of Investigations
600 Washington Street
Boston, MA 02111

Tel. # 617-727-4900 ext 406 or 1-877-MASSAFE

Fax # 617-727-7749

www.mass.gov/dia



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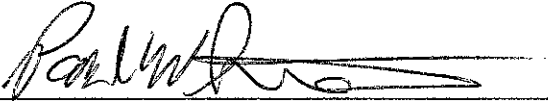
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FOXBOROUGH TANNING AMENDMENT
For 105 CMR 123.000 Tanning Facilities

On December 3, 2012 the Board voted unanimously to add the following requirements for licensure in the Town of Foxborough for any establishment offering tanning commencing on January 1, 2013.

1. All practitioners who are working/operating tanning facilities as defined in 105 CMR 123.003c, page 494 must be trained and sufficiently knowledgeable in the correct operation of tanning devices used at a facility.
2. Each tanning operator must:
 - Complete the training module offered by the Local Public Health Institute or equivalent.
 - Test scores must be 70% or above.
 - Print out the Certificate of Completion and submit to the Board of Health with their application.
 - All operators must complete this training prior to operating the tanning equipment. Existing facilities (licensed in Foxborough prior to 1/1/2013) must demonstrate that operators have completed this training by 3/1/2013.
 - Any subsequent new hires who will be operating tanning equipment shall be certified before they are allowed to operate said tanning equipment.
 - A licensed operator must be present at the facility at any time tanning equipment is in operation.

APPROVED AND IN FULL EFFECT



Paul Steeves, Chairman

12/21/12

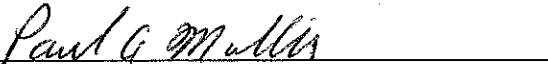
Date



Eric Arvedon, Vice-Chairman

1/11/13

Date



Paul Mullins, Clerk

1-15-13

Date