

## *Compliance Assistance for the Asbestos NESHAP*

The information or forms you have requested are attached for your use. Additional information is included for your assistance. If you have any questions regarding the Asbestos NESHAP regulation or District enforcement policies, please call Mike Sheehan or Cynthia Searson at 831-647-9411, Fax # 831-647-1323.

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The MBUAPCD enforces the Asbestos NESHAP regulation with authority delegated by the US EPA. We have not adopted a more stringent asbestos regulation than the Federal standard. Our Rule 424 adopts the Federal Asbestos NESHAP by reference.

**Surveys for asbestos must be conducted** prior to demolition or renovation activities that will disturb materials that might contain asbestos. Please include a copy of the asbestos survey with your notification.

This Air District does collect fees for demolition and/or renovation activities which are subject to the Asbestos NESHAP. Our Rule 306 includes a fee schedule based on the type of NESHAP activity being conducted. Our fee rule has been recently revised (see attachment). Although projects may include both asbestos removal and demolition for the purpose of notification, the removal and demolition are subject to separate fees. For demolition projects involving multiple structures, a separate demolition fee is required for each building. The fee for asbestos removal is based on the aggregate total of RACM in one or more buildings.

**Notifications must be made by postal or hand delivery.** FAX transmissions are not allowed by the Federal regulation as a method of notification delivery. Although some Air Districts allow FAX notifications, it is because they have adopted a local asbestos regulation that is more stringent than the Federal Asbestos NESHAP.

There is a 10 day waiting period between notifying and beginning a NESHAP activity. This 10 day waiting period is 10 working days not 10 calendar days. **Working days are defined as weekdays Monday through Friday including holidays and are computed using the Postmark date not the date the notice is received by the Air District.**