



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Southwest Regional Office • 114 South 7th Street • Petersburg, IN 47567-0128

(888) 672-8323 • (812) 380-2305 • Fax (812) 380-2304 • www.idem.IN.gov

Eric J. Holcomb
Governor

Brian C. Rockensuess
Commissioner

July 2, 2024

VIA E-MAIL

Donna Parrish
2745 Marion Avenue
Evansville, Indiana 47712
Sammiejo11@yahoo.com

Dear Ms. Parrish:

Re: **Violation Letter**
405 West Brummitt Street
Owensville, Gibson County

On June 26, 2024, a representative of the Indiana Department of Environmental Management, Office of Land Quality, conducted an inspection of your property, located at 405 West Brummitt Street, Owensville, Indiana. This inspection was conducted pursuant to IC 13-14-2-2. For your information, and in accordance with IC 13-14-5, a summary of the inspection is provided below:

Type of Inspection: Follow-Up **112503**

Results of Inspection: Violations were observed (see attached inspection report).

Please direct any response to this letter and any questions to Mr. Hayden Dayson, 812-582-8463 or hdayson@idem.in.gov. Thank you for your attention to this matter.

Sincerely,

Nicholas Carr, Director
Southwest Regional Office

Enclosure

cc: Gibson County Health Department, health@gibsoncounty-in.gov
Gibson County Solid Waste Management District, gcsw@gibsoncounty-in.gov
Ben Parrish, bensation32@gmail.com
Daniel Roos, IDEM, Office of Air Quality, droos@idem.in.gov

**REPORT OF OPEN DUMP INSPECTION**

State Form 42033 (r2/2-00)

Indiana Department of Environmental Management
 Solid Waste Compliance Section
 Office of Land Quality
 100 North Senate Avenue, Room N-1101
 Indianapolis, Indiana 46204-2251

Inspector Name: Hayden Dayson

Inspector Phone: 812-582-8463

Inspection Date: 6/26/2024

Time In: 10:00 am

Time Out: 11:15 am

GENERAL INFORMATION

Name of registration or Tempo (RM): 112503	Location: 405 West Brummitt Street, Owensville, IN 47665	County: Gibson
INX #: 000068690	Parcel ID #: 26-17-12-201-000.063-022	Parcel Acreage: .25

PROPERTY OWNER(S)

Name(s) of property owner(s) and/or Company: Donna R Head (Parish)	
Address (number, city, state, and zip code): 2745 Marion Ave, Evansville, IN 47712	
Email Address: sammiejo111@yahoo.com	Telephone #: 812-632-0015

RESPONSIBLE PARTY(IES)

Name(s) of property owner(s) and/or Company: Click here to enter text.	
Address (number, city, state, and zip code): Click here to enter text.	
Email Address: Click here to enter text.	Telephone #: Click here to enter text.

ACREAGE

<input type="checkbox"/>	020	Less Than ¼ Acre	<input checked="" type="checkbox"/>	021	Between ¼ Acre & 1 Acre	<input type="checkbox"/>	022	Greater than 1 Acre
--------------------------	-----	------------------	-------------------------------------	-----	-------------------------	--------------------------	-----	---------------------

SOLID WASTE OBSERVED

<input type="checkbox"/>	001	Tires	<input type="checkbox"/>	002	PCB's	<input type="checkbox"/>	003	Household Waste
<input checked="" type="checkbox"/>	004	Asbestos	<input checked="" type="checkbox"/>	006	Construction/Demolition Waste	<input type="checkbox"/>	007	Bulky Waste
<input type="checkbox"/>	008	Other Waste						

ACTIVE CONDITIONS

<input type="checkbox"/>	015	Strong Odor	<input type="checkbox"/>	016	Waste Paper Dated Post Last Inspection	<input type="checkbox"/>	017	Vectors
<input type="checkbox"/>	018	Putrescible Waste	<input type="checkbox"/>	019	Other Evidence of Recent Dumping			

PARAMETERS OBSERVED

<input checked="" type="checkbox"/>	009	Evidence of Burning	<input type="checkbox"/>	010	Waste in Water/Wetland	<input type="checkbox"/>	011	Waste in Suspected Floodway
<input checked="" type="checkbox"/>	012	Residence within 600 feet of Waste	<input type="checkbox"/>	013	Access Unrestricted	<input type="checkbox"/>	014	Permission Given to Dump

GENERAL INFORMATION

<input checked="" type="checkbox"/>	023	Pictures Taken	<input type="checkbox"/>	038	Initial Inspection	<input checked="" type="checkbox"/>	039	Follow-Up Inspection
-------------------------------------	-----	----------------	--------------------------	-----	--------------------	-------------------------------------	-----	----------------------

REFERRALS

<input type="checkbox"/>	027	Air Management	<input type="checkbox"/>	028	Emergency Response	<input type="checkbox"/>	029	Water management
<input type="checkbox"/>	030	Enforcement	<input type="checkbox"/>	031	Hazardous Waste	<input type="checkbox"/>	032	Dept. of Natural Resources
<input type="checkbox"/>	034	Co. Health Dept./Solid Waste Mgmt District						

COMPLIANCE ACTION NEEDED

<input checked="" type="checkbox"/>	024	Remove waste to approved solid waste management facility	<input type="checkbox"/>	025	As specified below	<input type="checkbox"/>	026	No Action Needed (In Compliance)
-------------------------------------	-----	--	--------------------------	-----	--------------------	--------------------------	-----	----------------------------------

Comments:

On June 26, 2024, Solid Waste inspector, Hayden Dayson carried out an inspection at 405 West Brummitt Street, Owensville, IN. The inspection was carried out as a follow-up to the initial inspection on May 20, 2024.

Upon arrival the solid waste inspector observed the site had remained the same since the initial inspection. The remaining old collapsed structure remains on the property, in addition to two small tires, an old freezer, burned debris, bins full of insulation, scrap wood, and shingles. The inspector also observed that the burn barrels were still behind the house with scrap wood from the home inside them (Photos 1-4).

After inspecting the site, the inspector drove to the address of Ms. Donna Head (Parish) at 2745 Marion Ave, Evansville, IN, to speak with the property owner. Upon arrival, the inspector met with her son, Ben Parish, and herself, and explained the reason for the inspection. According to Mr. Ben Parish, they were trying to remove the burned house, but were told to stop by the city because they were burning wood. The inspector informed him that they should not burn that wood due to it being treated wood, and the possible asbestos contamination. At this point Mr. Ben Parish, and his mother, Ms. Donna Head, confirmed that there is asbestos in the remains of the house. The inspector then informed them that since they are certain that the remains of the house does contain asbestos, the cleanup and disposal of the material will need to be handled differently than normal solid waste. To bring the site into compliance, the asbestos-containing demolition waste must be sent to a landfill that accepts asbestos waste. The two closest landfills that will accept it are Laubscher Meadows Landfill (Evansville), and Blackfoot Landfill (Winslow); however, it is requested that you contact the landfill first and ask what their specific requirements are for accepting asbestos-containing material. At the very least, you should wet the asbestos-containing material, place it in a thick plastic bag (at least 6 mil), and tag it as asbestos-containing material. Furthermore, the property owner must provide receipts to the IDEM inspector as proof of proper disposal.

The inspector then informed them that the asbestos disposal guidelines will be sent to them along with their inspection report. The inspection concluded at this time.

Please direct any questions regarding this letter to Mr. Hayden Dayson, 812-582-8463 or hdayson@idem.in.gov. Thank you for your attention to this matter.

DESCRIPTION OF VIOLATIONS

IC 13-30-2-1 (1), (3), (4), (5): A person may not allow the deposit of contaminants or solid waste upon the land or into the environment.

329 IAC 10-4-2: No person shall cause or allow the storage, contaminant, processing, or disposal of solid waste in a manner which creates a threat to human health or the environment, including the creating of a fire hazard, vector, attraction, air or water pollution, or other contamination.

329 IAC 10-4-3, 329 IAC 10-4-4: Open dumps are prohibited and must be remediated.

Violation Details: At the time of inspection, this inspector observed burned demolition debris, insulation waste, and a freezer dumped on the ground throughout the property.

Required Action: It is the responsibility of the property owner to ensure that all dumping is stopped immediately and that the solid waste is removed and disposed of properly at a state approved solid waste management facility. Failure to do so will result in continued noncompliance with the Indiana rules regarding open dumping and may result in a referral to IDEM's Office of Land Enforcement. Documentation of proper disposal must be provided to the IDEM Solid Waste Compliance Inspector.

Please note that Indiana's Air Pollution Control Rule 326 IAC 4-1 prohibits the open burning of this waste. Section 5 of this rule states, "Any person who allows the accumulation or existence of combustible material which constitutes or contributes to a fire causing air pollution shall not be excused from the responsibility thereof on the basis that the fire was set by vandals, accidental or an act of God." Any burning of this waste may subject you to legal action.

329 IAC 10-8.2-4: Regulated asbestos-containing materials, as defined in 329 IAC 10-2-152.5, must be managed in accordance with applicable rules.

Violation Details: Confirmed regulated asbestos-containing material (RACM) was also observed onsite at the time of the inspection.

Required Action: It is also your obligation as the generator of the regulated waste to determine if any regulated asbestos-containing material (RACM) regulated under 329 IAC 10-8.2-4 is present on the property. If it is determined RACM is present in the solid waste on site, it must be handled and disposed of properly at a state approved solid waste land disposal facility. The generator shall provide the facility with sufficient notice in advance of the disposal such that the facility may prepare to accept the regulated asbestos-containing material. Additionally, all RACM must be handled in accordance with the wetting, packaging, and labeling provisions of 40 CFR 61.145. Each load of RACM must be accompanied by a waste shipment record prepared either on a form provided by IDEM, or a form produced by the generator that includes all the information on the form provided by IDEM. All RACM must be disposed of in accordance with 329 IAC 10-8.2-4(4).

A follow-up inspection will be conducted in **30 days** from receipt of this report.

Confidential Information

In accordance with 329 IAC 6.1 (<http://www.in.gov/legislative/iac/T03290/A00061.PDF>) a person submitting information to the department for which confidential treatment is requested shall make a written claim of confidentiality at the time of submittal of the information. A person may request confidential treatment of information at the time the information is acquired through the actions of the department, such as inspections. The written claim for confidential treatment may be broad, but must be sufficiently clear to allow for accurate identification of the information claimed to be confidential. In accordance with 329 IAC 6.1-4-1(d), supporting information must be submitted to the commissioner within five (5) working days from the time the information claimed as confidential is acquired by the department. A person submitting a claim of confidentiality shall designate and segregate the information and the supporting information to which the claim applies in a manner that is sufficiently clear to allow the department to identify all confidential claim materials. Confidential information may include (but is not limited to) written or printed material, maps, charts, photographs, or samples (see definition of information at 329 IAC 6.1-2-8). The undersigned Owner/Representative has alleged information acquired during this inspection **does** **does not** (check one) contain confidential information. A check in the “does” box is not a written claim for confidential treatment of information acquired during this inspection.

Notice of Oral Report

In accordance with IC 13-14-5 an oral report of the inspection was provided to the undersigned Owner/Agent at the conclusion of the inspection. The oral report includes any specific matters discovered during the inspection that the IDEM representative believes may be a violation of a law or of a permit issued by the department. The report does not include matters not evident to the IDEM representative or any fact that indicates an intentional, a knowing, or a reckless violation.

Received by:
Donna Head (Parish)
Ben Parish (son)
Gibson County HD
Gibson County SWMD
Nicholas Carr, IDEM SWRO Director
Daniel Roos, IDEM OAQ

E-mail Address:
sammiejo111@yahoo.com
bensation32@gmail.com
health@gibsoncounty-in.gov
gcsww@gibsoncounty-in.gov
ncarr@idem.in.gov
droos@idem.in.gov

Date Emailed by Inspector: Click here to enter a date.

Needs Mailed



Facility Name

Parrish OD, Gibson County

Photographer

Hayden Dayson

Date/Time

6/26/2024, 10:02am

Others Present

N/A

Description

Photo1. Burned house remains. Bins full of insulation in foreground.



Facility Name

Parrish OD, Gibson County

Photographer

Hayden Dayson

Date/Time

6/26/2024, 10:02am

Others Present

N/A

Description

Photo 2. Old freezer that was previously seen on site.



Facility Name

Parrish OD, Gibson County

Photographer

Hayden Dayson

Date/Time

6/26/2024, 10:03am

Others Present

N/A

Description

Photo 3. More of the remaining house on the property.



Facility Name

Parrish OD, Gibson County

Photographer

Hayden Dayson

Date/Time

6/26/2024, 10:03 am

Others Present

N/A

Description

Photo 4. Burn barrels seen in the backyard.



Asbestos

Office of Air Quality

(317) 232-8603 • (800) 451-6027

www.idem.IN.gov

100 N. Senate Ave., Indianapolis, IN 46204

Description:

- Asbestos is the name given to a group of minerals naturally occurring in the environment as bundles of fibers that can be separated into long, durable threads. The fibers are resistant to heat, fire, and chemicals, and do not conduct electricity, making asbestos popular for use in a wide range of products, including building materials, automotive parts, and heat-resistant fabrics.
- In the late 1970s, the United States Consumer Product Safety Commission (U.S. CPSC) banned the use of asbestos in wallboard patching compounds and gas fireplaces. In addition, in 1989, the U.S. Environmental Protection Agency (U.S. EPA) banned all new uses of asbestos and the use of asbestos in certain building materials. Uses established prior to 1989 are still allowed.
- Most products made today do not contain asbestos; products that do contain asbestos must be labeled as Asbestos Containing Materials (ACMs).
- Two common types of asbestos fibers include: chrysotile, the most commonly used asbestos in the United States; and amphibole, the most commonly used asbestos in thermal insulation.
- ACMs can be classified into three types: sprayed/troweled-on material, Thermal System Insulation (TSI), or miscellaneous items.
 - Sprayed or troweled-on materials are used on ceilings or walls for decorative, acoustical, or fire-proofing purposes in homes, schools, and other buildings.
 - TSI asbestos is often found as insulation on boilers, water and steam pipe elbows, fittings, and pipe runs.
 - Miscellaneous materials include all materials containing asbestos, which are not included in the sprayed/troweled-on material or TSI classes. Examples include floor tile, some sidings, ceiling tiles, automotive products, rubber tile matting, and gasket materials.
- ACMs are found in either a friable state, which means the material can be crushed or crumbled by hand pressure, or a non-friable state.
- In general, asbestos fibers do not break down into other compounds, evaporate in air, or dissolve in water. Because of this, asbestos fibers often remain unchanged over long periods of time.

Environmental Impacts:

- Asbestos may enter the air or water through:
 - The degradation or breakdown of manmade products containing ACMs;
 - The demolition or renovation of a building containing ACMs;
 - The mining of asbestos mineral deposits or manufacturing of ACMs.
- Asbestos fibers and particles may remain suspended in the air for long periods of time and may be carried long distances by wind or water before finally settling.
- Because low levels of asbestos are present in soil, water, and air, everyone is exposed at some point in their life; however, this asbestos exposure is minimal and, in general, does not pose a health risk.
- Asbestos does pose a health risk to individuals with acute exposure (exposure to high/concentrated levels over a short period of time) or chronic exposure (exposure to lower levels over a long period of time). It is common for asbestos-related symptoms to not appear until 10 to 20 years after the exposure.
- Exposure to asbestos-contaminated air or water can result in the intake of asbestos fibers into the body. Asbestos fibers can remain in the body, particularly the lungs, for a substantial period of time. Studies have linked asbestos inhalation with an increased risk of lung disease, cancer, and other health conditions including:
 - Asbestosis, a chronic lung ailment caused by the buildup of lung scar tissue with symptoms such as shortness of breath, permanent lung damage, and increased risk of lung infections;
 - Mesothelioma, an asbestos-caused cancer of the chest cavity lining and abdominal cavity;
 - Cancer, related to prolonged asbestos exposure, including cancer of the lung, esophagus, stomach, colon, and pancreas.

IDEM's Role:

- The Indiana Department of Environmental Management (IDEM) is responsible for protecting human health and the environment while providing for safe industrial, agricultural, commercial, and governmental operations vital to a prosperous economy.
- IDEM's Office of Air Quality regulates the removal of ACMs from commercial, industrial, and institutional structures. Residential structures and apartment buildings with four or fewer units are exempt from both federal and state regulations.
 - IDEM is responsible for conducting compliance inspections at facilities undergoing asbestos removal.
 - IDEM is responsible for the licensing of asbestos removal professionals.
- IDEM's Office of Land Quality has regulations that govern the disposal of ACMs from commercial, industrial, and institutional structures. These regulations vary based on the type of ACMs to be disposed and generally require that they be properly packaged, labeled, manifested and disposed of at landfills that are approved to accept such material.

Citizen's Role:

- If you suspect asbestos is present in your home and it appears to be in good condition, do not disturb it. Generally, material in good condition will not release fibers. If no fibers are released, there is likely a low risk of danger.
- Check material regularly if you suspect it contains asbestos. Do not touch it, but look for signs of wear or damage, such as tears, abrasions, or water damage. This is especially true if the material is often disturbed by hitting, rubbing, or handling, or is exposed to extreme vibrations or airflow.
 - If damaged asbestos is present, contract a licensed asbestos professional to either repair or remove the damaged asbestos. IDEM strongly discourages homeowners from repairing or removing damaged asbestos themselves as improper handling increases the risk of exposure. If you attempt to repair or remove damaged asbestos, contact IDEM's Office of Air Quality for guidelines on safe asbestos handling and disposal.
- Before remodeling your home, contract a licensed asbestos professional to locate any ACMs in your home and perform any remodeling to areas containing asbestos.
- If you suspect that you have been exposed to asbestos in your home, contact your physician to be tested for exposure and your local health department for information on how to test your home.
- For verification of an asbestos professional license, create a list of asbestos professionals, or find a training course provider, visit the Indiana Professional Licensing Agency's website at <https://mylicense.in.gov/EVerification/>.

More Information:

- For more information on asbestos licensing, E-Verification, and training course providers, please visit IDEM's website at www.IN.gov/idem/health/2334.htm.
- For more information on asbestos work practices, asbestos handling and disposal and notification guidelines, please visit IDEM's website at <https://www.in.gov/idem/asbestos/>
- For health-related asbestos questions and concerns, please visit the Indiana Department of Health's website at www.IN.gov/isdh/18886.htm.
- For contact information for your local health department, please visit the Indiana Department of Health's website at www.IN.gov/isdh/24822.htm.
- For more information on federal asbestos programs and policies, please visit U.S. EPA's website at <http://www2.epa.gov/asbestos> .

Applicable Regulations:

- 326 IAC 18-1 Asbestos licensing requirements
- 326 IAC 14-10: Work practice standards
- 40 CFR 61, Subpart M: National Emission Standard for Asbestos



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

Disposal of Nonfriable Asbestos -Containing Materials Asbestos Containing Floor Tiles and Asphalt-Based Roofing Products

Asbestos containing resilient floor coverings and asphalt based roofing products which are nonfriable and will not be made friable through sanding, grinding, cutting, or abrading are not regulated as asbestos-containing material under the National Emission Standard for Asbestos (NESHAP) or Solid Waste Management Rule 329 IAC 10-8.1-12. Therefore, floor tiles, asphalt based siding and asphalt-based roofing materials which are in good condition may be removed and sent to a permitted solid waste disposal site as solid waste. No bagging, labeling, special handling, permits, or additional fees are required by this Office. However, this Office strongly encourages disposing of these materials at a permitted municipal solid waste landfill since such facilities have operational requirements which decrease the probability of causing a public health or environmental threat. If these materials are in poor condition (indicated by peeling, cracking, or crumbling), and/or if the materials will be or have been made friable, they must be handled and disposed of as friable asbestos.

Asbestos Containing Transite and Slate Board Roofing

Nonfriable asbestos-containing transite and slate board roofing materials have a high probability of becoming crumbled, pulverized or reduced to powder during disposal (i.e., unloading and compaction). Therefore, if these materials are from a commercial, industrial, or institutional structure, they must be disposed at a permitted municipal solid waste landfill. Such landfills are required to comply with the state asbestos disposal requirements of 329 IAC 10-8.1-12. With these materials the generator must: 1) give the disposal facility sufficient notice before disposal; 2) ensure an asbestos waste shipment disposal record accompanies each load to the landfill; and 3) properly label the material with the generator's name, address and telephone number, the contractor's name, address and telephone number (if a contractor was used) and indicate that asbestos-containing materials are enclosed. Although residential structures are exempt from the state asbestos disposal requirements of 329 IAC 10-8.1-12, homeowners are not exempt from 329 IAC 10-4-2 which states, "No person shall cause or allow the storage, containment, processing, or disposal of solid waste in a manner which creates a threat to human health or the environment." Therefore, it is strongly recommended that asbestos containing transite and slate board from residential structures also be handled in the same fashion as asbestos from nonresidential structures.

Additional questions concerning disposal of asbestos-containing materials can be addressed by telephoning (800) 451-6027 and asking to speak to the special waste inspector in the Office of Land Quality. To obtain information concerning the proper handling of friable asbestos containing materials during renovation or demolition projects and for state/federal asbestos removal project notification requirements please contact an asbestos compliance and enforcement manager at (800) 451-6027.

***Before beginning any project where asbestos is involved always contact your local health department to be sure any local ordinances governing asbestos are being followed.**



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF LAND QUALITY

ASBESTOS HANDLING AND DISPOSAL REQUIREMENTS

www.idem.IN.gov

Mitchell E. Daniels, Jr.

Governor

Thomas W. Easterly

Commissioner

100 North Senate Avenue, Indianapolis, IN 46204

Phone: (317) 308-3103

Toll Free: (800) 451-6027

This is intended to help identify existing state and federal regulations pertaining to the removal, handling, and disposal of asbestos waste materials. Specific regulations have only been summarized; therefore, consultation of applicable standards is necessary.

Indiana Department of Labor (IDoL) is concerned with protection of employees from airborne asbestos in the workplace. The Office of Air Management (OAM) has requirements concerning the air management hazard in the atmosphere, and the Office of Land Quality (OLQ) has requirements for the proper land disposal of asbestos waste.

Indiana Department of Labor

IDoL's applicable regulations are found in the Federal Register in Title 29, Code of Federal Regulations (CFR), Construction Section 1926.1101. Briefly, it states:

1. An appropriate combination of approved respiratory protection and wet methods shall be used to prevent employees' exposure to airborne asbestos above the permissible limits.
2. Where airborne asbestos concentration limits are exceeded, special clothing shall be provided.
3. Personnel and environmental air monitoring shall be conducted at the required frequencies with the proper methods of measurement and all records maintained.
4. Work sites shall be posted with the appropriate warning signs and similar labels used on any asbestos materials, including wastes.
5. All surfaces shall be cleaned of accumulated asbestos debris.
6. Applicable medical requirements shall be met and records maintained.

Free on-site consultative service is available from the Director, Bureau of Safety and Education, and Training, IDoL, 317/232-2688.

Office of Air Management

The Asbestos Emission Standards for Demolition and Renovation Operations for the Office of Air Management (OAM) are covered in Indiana Rule 326 IAC 14-10. Additional Federal asbestos NESHAP requirements are covered in the Federal Register in Title 40 CFR 61, Subpart M (as amended November 20, 1990). Briefly, they are:

1. Written notification of intention to demolish or renovate shall be provided to OAM prior to commencement of the project by the owner or operator. The attached form **must** be used to meet notice requirements according to the notification schedule indicated in the rule and specified in the instructions for completing the form.
2. The main work practices that follow shall be used to prevent emissions of particulate asbestos material to the outside air:
3. Friable asbestos-containing materials shall be removed from a facility being demolished or renovated before any wrecking or dismantling takes place;
4. Friable asbestos-containing materials shall be adequately wetted to prevent emissions to the outside air;
5. After wetting, **all** asbestos-containing waste material shall be sealed in leak tight packaging while wet and shall be labeled and disposed of properly;
6. For any stripped or removed friable asbestos-containing materials that are left at the facility or stored elsewhere prior to disposal, store such material in a secure manner so that it cannot be vandalized or otherwise disturbed.
7. Asbestos projects implemented in most Indiana facilities **must** be implemented by asbestos contractors licensed/accredited by OAM.

Any questions should be addressed to: Mr. David White at 317/233-2841; or Mr. John Clevenger at 317/233-6880.

Indianapolis Air Pollution Control Division

Indianapolis Air Pollution Control Division (IAPCD) must be notified and permits obtained for asbestos projects in Marion County. Permits are not required for owners doing the work themselves on single family residences, but IAPCD still must be notified.

Any questions should be addressed to: Mr. Paul Natalie at 317/327-2251.

Office of Land Quality

Resilient floor coverings (including associated mastic) and asphalt-based siding and roofing shingles containing asbestos that are in good condition (nonfriable) may be disposed at a construction/demolition (C/D) site or a permitted municipal solid waste landfill (MSWLF) as solid waste. No bagging, labeling, special handling, permits, or additional fees are required by this Office. However, this Office strongly encourages disposing of these materials at a permitted municipal solid waste landfill (MSWLF) since these facilities have operational requirements which decrease the probability of causing a public health or environmental threat.



NOTE: OSHA and NESHAP classify transite-type siding as nonfriable. However, this brittle material may release asbestos when broken. Because of this, OLQ requires transite to be labeled and covered with a minimum of 6 inches of soil or solid waste before compaction at the disposal facility.

LABELING AND PACKAGING REQUIREMENTS

The required leak tight packaging may be comprised of multiple layers. Asbestos containing material may be placed in labeled, air-tight drums of metal, plastic or fiber.

Labels may be hand-written as long as they are legible and the required wording is used. The labels that must be on each container are as follows:

1. Generator/Operator Label:
 - a. Name
 - b. Address of the work site
 - c. Telephone number

2. Occupational Safety and Health Administration (OSHA) Label which states
*(Not Required of Homeowners)

**DANGER
CONTAINS ASBESTOS FIBERS
AVOID CREATING DUST
CANCER AND LUNG DISEASE HAZARD**

3. Department of Transportation (DOT) markings which states:
*(Not Required of Homeowners)

R.Q., NA2212, Asbestos, 9, PGIII

Please refer to current Federal asbestos NESHAP regulations regarding specific labeling requirements.

An Asbestos Waste Shipment/Disposal Record shall accompany each load for disposal. This form, including instructions, is included in this handout. The DOT description and an emergency response phone number should be included in this record. Space has been provided on the form for an emergency response phone number as required by DOT.

Waste Disposal Sites (WDS) receiving asbestos are required to complete their portion of the Asbestos Waste Shipment/Disposal Record. One copy of this record must be retained by the WDS and a second copy must be sent to the generator/operator listed in the record.

If the WDS notes and is unable to resolve any discrepancies between the Asbestos Waste Shipment/Disposal Record and the ACM sent for disposal, the WDS must write to OAM's Asbestos Section within 15 days explaining the nature of the discrepancy. The WDS must include a copy of the shipment/disposal record and information regarding the actions that have been taken to resolve the discrepancy.

*(Homeowners, doing the work themselves, are not regulated by DOT or OSHA).



ASBESTOS WASTE SHIPMENT/DISPOSAL RECORD

instructions on other side

<u>GENERATOR</u>			
1. REMOVAL PROJECT LOCATION Name: Mailing Address: Location: 3. OPERATOR/CONTRACTOR Name: Mailing Address: Phone:	2. OWNER Name: Mailing Address: Phone: 4. AUTHORIZED AGENT Name: Phone:		
5. WASTE DISPOSAL SITE (WDS) Name: Mailing Address: Location: Disposal Site Operator: Phone: 7. Description: R.Q. NA2212, Asbestos Shipping Name: R.Q. NA2212, Asbestos, 9, PG III	6. RESPONSIBLE AGENCY Name: Mailing Address: <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%; vertical-align: top;"> 8. CONTAINERS Number Type </td> <td style="width: 50%; vertical-align: top;"> 9. TOTAL QUANTITY Cu ft., Cu Yds., Lbs., Tons </td> </tr> </table>	8. CONTAINERS Number Type	9. TOTAL QUANTITY Cu ft., Cu Yds., Lbs., Tons
8. CONTAINERS Number Type	9. TOTAL QUANTITY Cu ft., Cu Yds., Lbs., Tons		

10. SPECIAL HANDLING INSTRUCTIONS AND ADDITIONAL INFORMATION

EMERGENCY RESPONSE PHONE NUMBER:

OPERATOR'S CERTIFICATION

I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and government regulations.

Name (printed or typed)	Title	Signature	Date (MM/DD/YY)
-------------------------	-------	-----------	-----------------

TRANSPORTER # 1	12. TRANSPORTERS (acknowledgement of receipt)	TRANSPORTER #2
Name: Mailing Address: Phone:		Name: Mailing Address: Phone:
Name (printed or typed)	Title	Date
Name (printed or typed)	Title	Date

WASTE DISPOSAL SITE

13. DISCREPANCY INDICATION SPACE

14. CERTIFICATION OF RECEIPT
 I hereby certify that the above named material has been accepted and that to the best of my knowledge the foregoing is true except as noted above.

Name (printed or typed)	Title	Signature	Date (MM/DD/YY)
-------------------------	-------	-----------	-----------------

10/23/2008



INSTRUCTIONS

NOTE: THIS FORM FULFILLS BOTH FEDERAL AND STATE NOTIFICATION REQUIREMENTS FOR DISPOSAL OF ASBESTOS CONTAINING WASTE MATERIAL.

1. Enter the name and address of the *facility* at which asbestos waste is generated.
2. Enter the name of the *owner* of the facility, and the name and phone number of a contact person.
3. Enter the name, address, and phone number of the *company* responsible for performing the asbestos removal.
4. Enter the name and phone number of the *authorized agent* of the company responsible for performing the asbestos removal.
5. Enter the name, address, physical site location, disposal site operator, and phone number of the *waste disposal site*.
6. Provide the name and address of the local, state, or EPA regional office responsible for administering the asbestos *NESHAP* program. For Indiana, the *responsible agency* is: **Indiana Department of Environmental Management, Office of Air Management, 100 N. Senate Avenue, Indianapolis, IN 46204-2251, Phone # 317/233-3861 or 1-888-574-8150.**
7. Indicate the types of asbestos waste materials generated. If from a demolition or renovation, indicate the amount of asbestos that is *Friable* and *Nonfriable*.
8. Enter the number of *containers* used to transport the asbestos materials listed in item 8. Also enter one of the following container codes: DM (metal drums/barrels), DF (fiber drums/barrels) DP (plastic drums/barrels), BA (6 mil plastic bags/wrapping). If none of these apply, specify what was used in transporting each type of asbestos material.
9. Enter the *quantities* of each type of asbestos material removed in units of cubic feet, cubic yards, pounds, or tons. Indicate which units are used.
10. Enter any *special transportation, treatment, storage, disposal, or Bill of Lading* information. If an *alternate waste disposal site* is designated, note it here. Emergency response telephone numbers or similar information may be noted here.
11. Enter the name and title of the *authorized agent* of the waste generator who must then read, sign, and date this certification. The date is the date of receipt by the transporter. **NOTE: THE GENERATOR MUST RETAIN A COPY OF THIS FORM. IF A COMPLETED COPY IS NOT RECEIVED WITHIN 35 DAYS OF ACCEPTANCE OF THE WASTE BY THE INITIAL TRANSPORTER, THE TRANSPORTER AND/OR THE WDS MUST BE CONTACTED. IF A COMPLETED COPY IS NOT RECEIVED WITHIN 45 DAYS, A WRITTEN EXCEPTION REPORT MUST BE SENT TO THE RESPONSIBLE AGENCY.**
12. Enter the name, address, and telephone number of each *transporter* used (if applicable). Print or type the full name and title of the person accepting responsibility and acknowledging receipt of materials as listed on this waste shipment record for transport. The responsible party must then sign and date the document. The date is the date of receipt.
13. The authorized representative of the *waste disposal site (WDS)* must note here *any discrepancy* between waste described on this manifest and waste actually received (i.e. number of containers listed different from number received, or improperly enclosed or contained waste). Any rejected materials should be listed and destination of those materials provided. A site that converts asbestos-containing waste material to non-asbestos material is considered a WDS. **NOTE: The WDS should contact the generator to determine the reason for any discrepancies noted and include the reasons in this section. If a reasonable explanation is not found within fifteen (15) days, the WDS must send a written discrepancy report to the *responsible agency*. If significant amounts of improperly enclosed waste is discovered, the WDS must file a written report describing the problem to the *responsible agency* within one (1) working day. If the *responsible agency* at the generator site is different from that at the disposal site, any reports must go to both agencies.**
14. Enter the name and title of the *authorized agent* of the WDS who must then sign this document as an indication of his or her acceptance and agreement with statements on this manifest except as noted in item 13. The date is the date of signature and receipt of shipment.

NOTE: THE WDS MUST RETAIN A COMPLETED COPY OF THIS FORM AND SEND A COMPLETED COPY TO THE OPERATOR LISTED IN ITEM THREE (3) AND THE GENERATOR LISTED IN ITEM (2) WITHIN THIRTY (30) DAYS OF THE ACCEPTANCE OF THE WASTE BY THE INITIAL TRANSPORTER.



