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**Public Health**  
Prevent. Promote. Protect.

# SHELBY COUNTY HEALTH DEPARTMENT

## SHELBY COUNTY HEALTH DEPARTMENT AIR POLLUTION CONTROL- ASBESTOS NESHAP DEMOLITION AND RENOVATION PROGRAM

### ASBESTOS NESHAP NOTIFICATION REQUIREMENTS

As described in the Shelby County Air Code (Memphis City Air Code, Section 16-81), Section 3-25, Standard for Asbestos Demolition and Renovation, Rules and Regulations of Tennessee Reference 1200-3-11-.02, Hazardous Air Contaminants, the Asbestos NESHAP notification regulations require, **but not limited to**, the following:

The owner or operator of a demolition or renovation activity, prior to the start of the demolition or renovation activity, must thoroughly inspect the affected facility or part of the facility where the demolition or renovation operation will occur for the presence of asbestos, including Category I and Category II nonfriable asbestos containing material. Written proof of the inspection (Asbestos Survey Report) must be made available to the Shelby County Health Department (the Department). State Of Tennessee Asbestos Accreditation Rule requires accredited persons to conduct such surveys. For regulated demolition or renovation activities, at least ten (10) working days prior to the start of the demolition or renovation activity, a **Notification of Intent form** must be completed and filed with the Department with the notification fee of One Hundred Thirty Dollars (\$130.00).

Regulated renovation activities include the removal of threshold amounts of asbestos at least 260 linear feet on pipes, 160 square feet on other facility components, and where the length or area could not be measured previously, a total of at least 35 cubic feet on all facility components. Individual nonscheduled renovation activities (Operation and Maintenance (O & M) Notices) if the amount of asbestos involved will total the threshold amounts in a calendar year.

**Notifications are required as soon as possible, but no later than the following work day for emergency renovations and for Government Ordered Demolitions. Regulated demolition activities include demolition of facilities with asbestos materials at or above threshold amounts and demolition of a facility with no asbestos material.**

**Emergency Renovation Operations (Ten Day Waiver)** means a renovation operation that was not planned but results from a sudden, unexpected event that, if not immediately attended to, presents a safety or public health hazard, is necessary to protect equipment from damage, or is necessary to avoid imposing an unreasonable financial burden. This term includes operations necessitated by nonroutine failures of equipment. An explanation of the emergency is required on the submitted notice form. When necessary, the Department, also, requests a written statement of the reason for the emergency. If the emergency renovation operation does not meet the criteria described, then emergency request may be denied. The ten (10) working days notification requirement may be waived for **Government Ordered Demolitions (Ten Day Waiver)**. Copy of Government Order must be submitted with notification. **Any demolished structure with regulated asbestos-containing materials not removed before demolition must be disposed of as asbestos-containing building debris/waste.**

Notifications may be emailed or faxed, but must be followed up with the original notification by U. S. Postal Service, commercial delivery service, or hand delivered. Notification information must be updated as necessary including when asbestos amounts change by at least 20 percent, changes in start date when other than the date provided in the original notice. **In no event can an operation start before the start date reported in the original written notice or in the newly amended written notice.**

### Mission

*To promote, protect and improve the health and environment of all Shelby County residents.*

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**Failure to comply with the Asbestos Rule may result in enforcement action and/or penalty assessment by the Department.**

Original, Revised, and Courtesy Notification of Intent forms are available upon request. For forms, questions, or more information; contact the APC-Asbestos NESHAP Demolition and Renovation Program of the Shelby County Health Department at (901) 222-8270. Send email requests to: [Asbestos.NESHAP@shelbycountytn.gov](mailto:Asbestos.NESHAP@shelbycountytn.gov). Send faxes to: (901) 222-8263. Receive information and forms by visiting [www.shelbytnhealth.com](http://www.shelbytnhealth.com).

