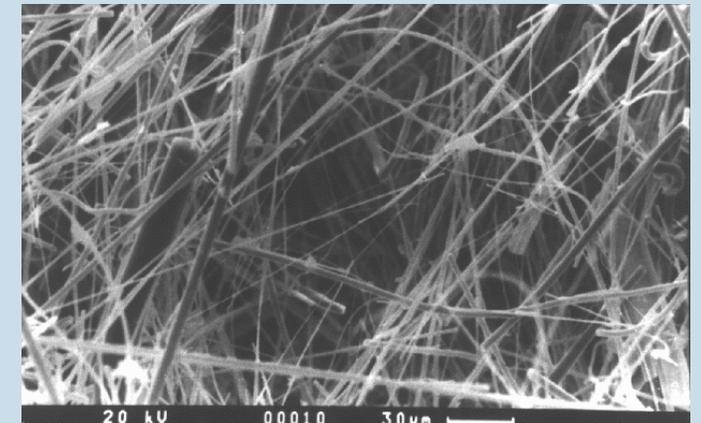


Proposed Amended Rule 1403 - Asbestos Emissions from Demolition/Renovation Activities



Working Group Meeting #7
July 25, 2019



PURPOSE OF TODAY'S MEETING

- **Review** PAR 1403 development and goals
 - ✓ Recap key issues addressed
- **Discuss** new language to address underground pipe issues
- **Next steps** - rule schedule

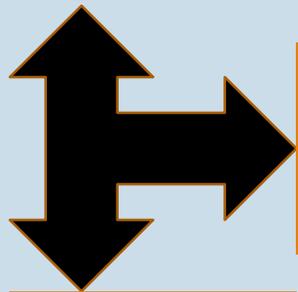


PAR 1403 RULE DEVELOPMENT

➤ Purpose of rule amendment

- ✓ **Clarify** rule requirements
- ✓ Ensure **NESHAP requirements** are incorporated as appropriate

6 Working
Group
Meetings



Over 20
separate
meetings

Comments
&
questions

- **Conducted a comprehensive public process**
- **Provided 6 versions of rule language**
- **Developed extensive list of FAQs**

RULE DELAYED TO CONSIDER ADDITIONAL ISSUES

- Public Hearing scheduled for February 2019 Board meeting
 - ✓ Received numerous letters from stakeholders regarding the treatment of underground pipe
 - Many of these issues involved confusion over existing rule requirements
 - ✓ Delayed the rule to better understand and address the issue



RECAP OF KEY ISSUES ADDRESSED

- 
- Applicability – coverage of CACs
 - Notification – electronic notification issues
 - Surveys – clarify need for on-site surveys
 - Sampling protocols – clarify requirements friable/nonfriable
 - Emergencies – notification letters & delays
 - Underground pipe – requests for expedited procedures

APPLICABILITY AND NOTIFICATION

➤ **Applicability**

- ✓ Clarified that CACs are subject to specific rule requirements within their purview

➤ **Notification**

- ✓ Rule reflected outdated written notification requirements
- ✓ Clarified that notification is now all electronic, with the ability to call in the event the Notification WebApp is unavailable

SURVEYS AND SAMPLING PROTOCOLS

➤ Surveys

- ✓ Added language that a survey requires an on-site inspection

➤ Sampling protocols and number of samples

- ✓ Current rule language points to an outdated CFR citation
 - Clarified that a minimum of 3 samples are required for nonfriable material
 - Provided specific guidelines for friable material
 - Allowed for a single sample for areas < 16 ft² of nonfriable material

EMERGENCY NOTIFICATIONS

- Initial issue – **widespread fraud** with emergency notification letters
 - ✓ Added provision requiring certification for emergency letters
- Heard concerns from stakeholders regarding **the time required for notification** during emergencies and the resulting risks
 - ✓ Current rule requires **notification & approval** from South Coast AQMD before proceeding
 - ✓ Draft rule includes **“notify and go” procedure** when there is an imminent threat to public health or safety

EXAMPLES OF IMMINENT THREAT

Likely imminent threat

- ❖ Disruption of utility services requiring asbestos work to restore
- ❖ Large hole in street from burst water main
- ❖ Imminent collapse of a structure

Likely not imminent threat

- ❖ Utility services disrupted but can be restored without asbestos work
- ❖ Small hole in a remote or private area
- ❖ Financial need

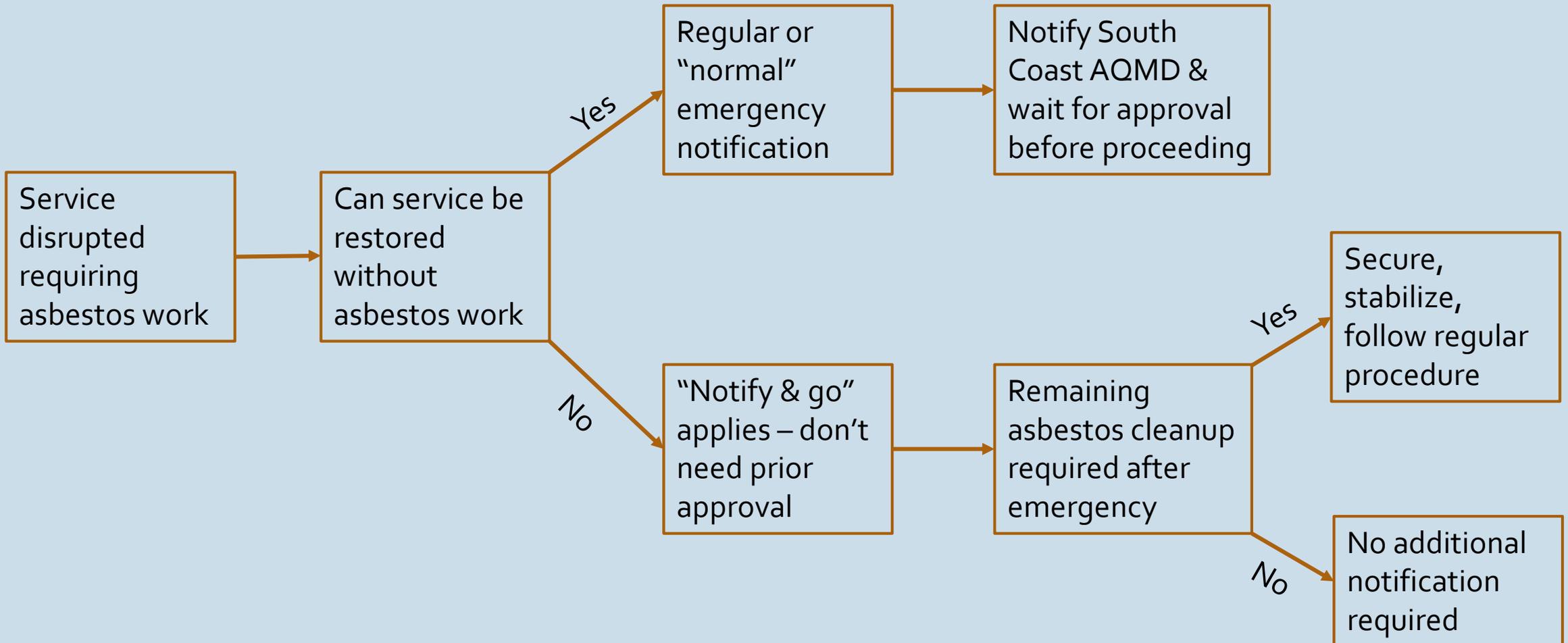
UNDERGROUND PIPE

- Stakeholders raised many concerns regarding routine and emergency work on underground asbestos containing pipe
 - ✓ Clarified that existing rule language requires advanced notification and approval (P5) whenever there is damaged or disturbed ACM
 - ✓ Allows owner/operator to begin notification period when presuming the presence of ACM instead of waiting for excavation of ACM
 - ✓ Provided expedited 2-day notification period for addressing underground pipe in remote locations

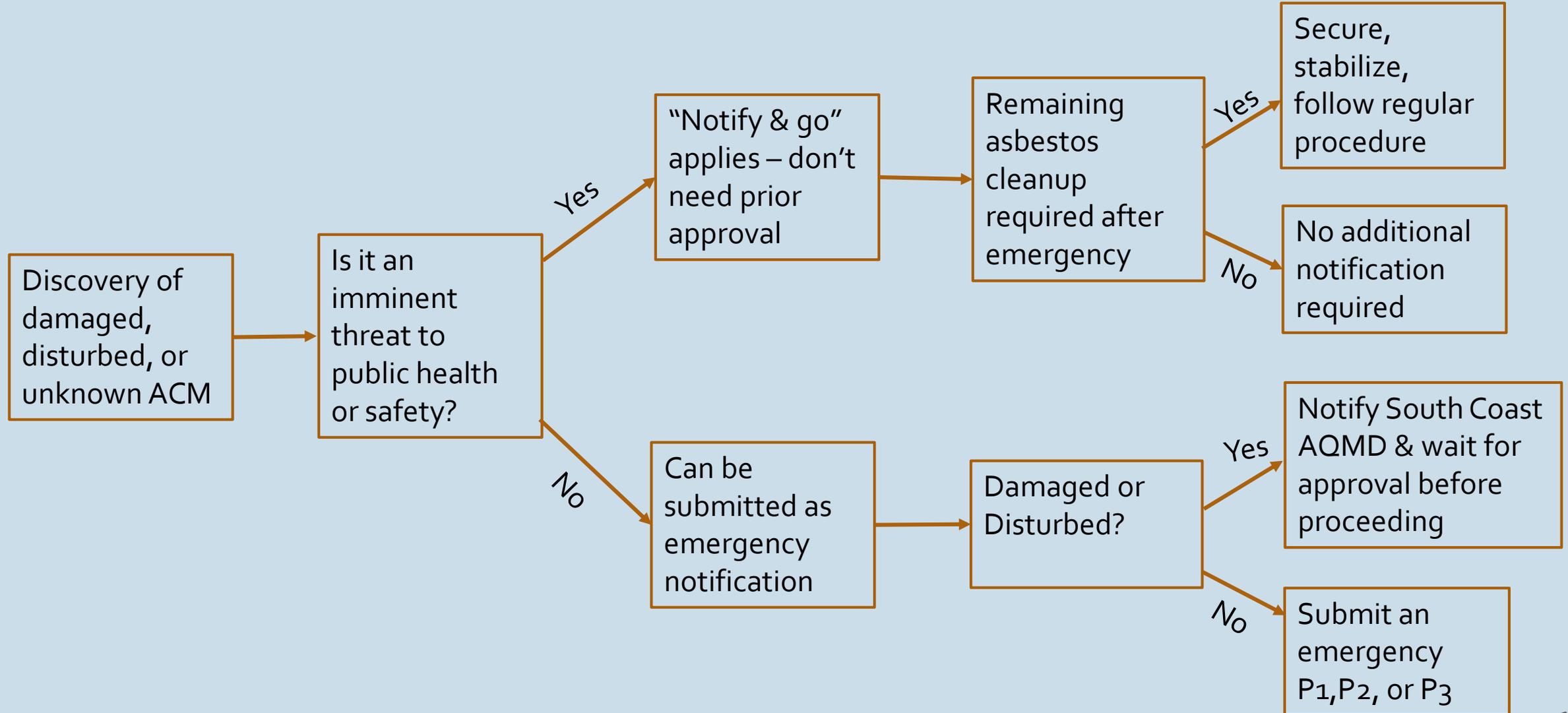
ISSUE RAISED IN JANUARY

- Underground pipe stakeholders concerned that always needed to use P5 procedure in case the pipe turned out to be ACM or damaged ACM
- ✓ Revised definition for emergency renovation to include encountering “**damaged, disturbed, or unknown** ACM”
 - Allows utilities to use P3 procedure and in the event they discover damaged or unknown ACM can convert to P5 with expedited notification
- ✓ Provided exemption from additional notification requirements in the event of an imminent threat to public health or safety
 - If all ACM is removed as part of response, then no other notification required

EXAMPLE – DISRUPTION OF UTILITIES



EXAMPLE – DAMAGED & DISTURBED ACM



RULE SCHEDULE – PLANNED NEXT STEPS

- Public Workshop.....September 5, 2019
- Stationary Source Committee.....September 20, 2019
- Set Hearing.....October 4, 2019
- **Public Hearing.....November 1, 2019**



QUESTIONS?