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Prior to demolition, Section 61.145 (a) requires that a structure be inspected to determine if asbestos containing materials are present. The inspection must be performed by a person who is qualified to identify asbestos containing materials, and the structures which are acquired by the DOT are subject to this provision. However, prefab sheds and other small constructions which do not have floors or improvements (water, sewer, electricity, etc.) are not considered structures under the asbestos NESHAP regulations. Therefore, the inspection requirement is not applicable. Furthermore, the notification provision of the NESHAP asbestos regulation is not applicable.

In summary, the asbestos NESHAP regulation does not apply to the small constructions which you described and inspections are not required to demolition. If you have any questions concerning this matter, please contact Alan Powell at (404) 347-5014.

Sincerely yours,

Sally S. Shaver, Chief
Source Evaluation and Asbestos Section
Air, Pesticides and Toxics
Management Division

cc: Ed Palagyi, FDER