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## **NOTICE: COMMERCIAL BUILDING DEMOLITIONS and RENOVATIONS**

In regard to demolitions, any commercial building that is to be demolished in the state of South Dakota first requires an asbestos inspection by a Certified Asbestos Inspector. The demolition of a commercial building requires the Notification of Demolition/Renovation form to be filled out and returned to this office 10 working days prior to demolition or renovation.

In regard to renovation projects, if the work consists of 260 linear feet, 160 square feet or 35 cubic feet of regulated asbestos-containing material the Notification of Demolition/Renovation form is to be filled out and also submitted to this office 10 working days prior to renovation.

For more information regarding asbestos please see our website at <http://www.state.sd.us/denr/des/WasteMgn/Asbestos/ASBpage1.htm>.

If you have any questions please feel free to call 773-3153.

Erin Vanneman  
Asbestos Coordinator  
Dept. of Environment & Natural Resources  
Waste Management Program  
523 East Capitol Avenue  
Pierre SD 57501  
605-773-3153



**DEPARTMENT of ENVIRONMENT  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 EAST CAPITOL  
PIERRE, SOUTH DAKOTA 57501-3181  
[www.state.sd.us/denr](http://www.state.sd.us/denr)

**INFORMATIONAL SHEET FOR BUILDING PERMIT RECIPIENTS**

Subject: Asbestos

South Dakota has adopted the National Emission Standards for Asbestos Air Pollutants (NESHAP) by reference. The NESHAP regulations are concerned with all demolition projects, as well as renovation projects that may disturb more than 260 linear feet, 160 square feet or 35 cubic feet of asbestos-containing materials.

Notification of these projects must be sent to the Division of Air Quality and Solid Waste. The regulations outline the minimum notification, removal and disposal requirements.

South Dakota Codified Law (SDCL) 34-44 requires all bid documents to specify whether or not a project does or does not contain asbestos materials.

In addition, South Dakota's Asbestos Control Program (ARSD 74:31) requires all persons working with asbestos-containing materials in amounts greater than three (3) square feet or three (3) linear feet to attend approved training courses and obtain certification from the Department of Environment and Natural Resources.

Copies of notifications forms, regulations, and permitted disposal sites may be obtained by writing or calling the address below:

SD Dept. of Environment and Natural Resources  
Division of Environmental Services  
Office of Waste Management  
523 E. Capitol Ave., Joe Foss Building  
Pierre, SD 57501  
605-773-3153

## **FACT SHEET – WHAT YOU NEED TO KNOW ABOUT ASBESTOS BEFORE REMODELING OR DEMOLISHING A BUILDING**

Building demolitions and renovations are a common occurrence throughout the state. Many of these buildings contain asbestos materials. If these materials are in good condition and left undisturbed they do not usually pose a risk to building occupants, but risk of exposure greatly increases during demolition or remodeling activities if these materials are improperly handled. Asbestos fibers are known to cause cancer and other lung diseases in humans when inhaled.

The regulations are intended to minimize the release of asbestos fibers into the air during building renovation or demolition projects, thereby reducing the risk to workers and the public of developing asbestos related diseases. Some of the more important requirements are:

**INSPECTION** – Prior to the commencement of any demolition or renovation, the affected facility or part of the facility where the construction work is to take place must be thoroughly inspected by a certified asbestos inspector for the presence of asbestos. The types and quantities of asbestos containing materials should be identified at this time. In addition, state law requires that any building owner/operator who solicits bids shall, as part of the bid document, specify whether the project does or does not involve asbestos containing materials including type, location, and quantity if asbestos is present.

**NOTIFICATION** – Notifications for these projects must be submitted to S.D. Department of Environment and Natural Resources (DENR) so that the Department can inspect projects for compliance with the rules. All demolitions, including those where no asbestos present, require a notification to be sent to DENR. For renovations, notifications are required when the amount of regulated asbestos material that will be disturbed is at least 260 linear feet on pipes, or at least 160 square feet on other facility components, or when the total amount is at least 35 cubic feet. All required notifications should be postmarked 10 working days prior to the start of any activity that may disturb asbestos.

**ASBESTOS REMOVAL** – All regulated asbestos-containing materials must be removed from a facility by a certified asbestos contractor before any demolition or renovation activities are carried out that would break up, dislodge or similarly disturb the materials if they were left in place. There are several companies available in South Dakota who are certified to remove asbestos.

All building owners who perform renovations or demolition in public or commercial buildings must comply with the asbestos laws and regulations. Private homes and other residential buildings with four or fewer apartments are excluded from these regulations. Compliance with the rules is necessary to ensure the safety of workers and the public and to avoid possible legal enforcement actions against the building owner or contractor. Civil penalties up to \$10,000.00 per day of violation as well as criminal charges can be assessed against building owners/operators who are not in compliance with these regulations. However, it is DENR's goal to assist and educate building owners and contractors when dealing with the asbestos issues so that legal actions can be avoided, and more importantly, that the construction workers and the public are protected.

For further information, notification forms, or to request a speaker on this topic for any interested group, contact Erin Vanneman, DENR, Office of Waste Management, at 1-800-GET-DENR.

## FREQUENTLY ASKED QUESTIONS

### Who must submit a notification form?

Regulations require that someone (usually a contractor, property owner or consultant) submit a notification to the appropriate agency 10 weekdays\* prior to disturbing any regulated asbestos-containing material (RACM) or beginning demolition. Specifically, a notification must be submitted if one of the two following situations exists:

1. It is a renovation project and at least 260 linear feet or 160 square feet or 35 cubic feet of RACM is to be removed.
2. It is a demolition project with or without asbestos-containing material (ACM).

### How does a person know if a building contains asbestos material?

According to regulation prior to any work beginning in a facility an inspection must be done to determine if ACM is present, the location of the ACM, and whether the ACM is a regulated material. A person trained and certified with the State of South Dakota must conduct the inspection. Information on companies with certified persons on staff is available by calling 605-773-3153 or by accessing the asbestos homepage at <http://www.state.sd.us/denr/des/wastemgn/Asbestos/asbestospage1.htm>.

### What is Regulated Asbestos-Containing Material?

Regulated asbestos-containing material must contain greater than one percent asbestos by weight and is:

- a. Friable asbestos material
- b. Category I non friable ACM that has become friable.
- c. Category I non friable ACM that will be or has been subjected to sanding grinding, cutting, or abrading, or
- d. Category II non friable ACM that has a high probability of becoming or has become crumbled, pulverized, or reduced to powder by the forces expected to act on the material in the course of demolition or renovation operations regulated by this subpart.

### Are there any exemptions?

Residential buildings of four or less units that remain residential property are exempt from asbestos removal and handling regulations. Precautions should still be taken when handling ACM to reduce the risk of asbestos exposure. An informational booklet put together by the Environmental Protection Agency is available by contacting the state Asbestos Coordinator at 605-773-3153.

### How are notifications submitted?

Original notifications must be sent by U.S. Mail, special delivery service, or hand-delivered to the South Dakota Asbestos Coordinator at the following address:

PMB 2020  
ASBESTOS COORDINATOR  
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
WASTE MANAGEMENT PROGRAM  
523 EAST CAPITOL AVENUE  
PIERRE, SOUTH DAKOTA 57501-3182

Revisions to the original notification and courtesy notification can be sent by facsimile transmission:

Attention: Asbestos Coordinator, Waste Management Program  
Fax Number : 605-773-6035

\*The ten weekdays required for processing of the notification begin when a completed notification form is received. Incomplete or inaccurate notifications will be returned to sender and a new 10 weekday period will begin when a completed notification is received.

# ASBESTOS SERVICES IN THE STATE OF SOUTH DAKOTA

## Inspection:

*AMI Group, Inc.*

Jim Pagel  
704 South 75<sup>th</sup> Street  
Omaha, NE 68114  
(402) 397-5001

*Asbestos Inspections of South Dakota*

Josh Petersen  
P.O. Box 416  
Brookings, SD 57006  
(605) 693-6311

[www.jpetersenandassociates.com](http://www.jpetersenandassociates.com)  
email: [info@jpetersenandassociates.com](mailto:info@jpetersenandassociates.com)

*ATC Associates*

Bob Arritt  
3712 South 132<sup>nd</sup> Street  
Omaha, NE 68144  
(402) 697-9747

[www.atc-enviro.com](http://www.atc-enviro.com)

*ATC Associates*

Darnell Nehlich  
1929 County Road C2 West  
Roseville, MN 55113  
(651) 635-9050

[www.atc-enviro.com](http://www.atc-enviro.com)

*Geotek Engineering*

Tim Wilkinson  
909 East 50<sup>th</sup> Street North  
Sioux Falls, SD 57104  
(605) 335-5512

email: [twilkinson@geotekeng.com](mailto:twilkinson@geotekeng.com)

*LEGEND Technical Services, Inc.*

Mark Waltz  
3105 North Broadway  
Fargo, ND 58102  
(701) 271-6779

email: [markwaltz@cableone.net](mailto:markwaltz@cableone.net)

*Maxim Technologies*

Perry Skoog or Dan Hanson  
601 East 48<sup>th</sup> Street North  
Sioux Falls, SD 57104  
(605) 332-5371

[www.maximusa.com](http://www.maximusa.com)  
email: [info@maximusa.com](mailto:info@maximusa.com)

*Anderson Environmental Services*

Dave Anderson  
311 Custer Street #224  
Belle Fourche, SD 57717  
(605) 723-6374

*Pass Associates*

Janice Jensen  
22661 161<sup>st</sup> Avenue  
New Underwood, SD 57761  
(605) 754-6526

[www.terracon.com](http://www.terracon.com)

*Terracon*

Julie Cobb  
2211 South 156<sup>th</sup> Circle  
Omaha, NE 68130  
(402) 330-2202

*Environ Services*

Jim Johnson  
1900 South Devon Drive  
Sioux Falls, SD 57106  
(605) 362-6505  
(866) 362-6505

**Inspection and Removal:**

*Dakota Industrial Hygiene, Inc.*

Perry Huber  
HC 89 Box 80E  
Hermosa, SD 57744  
(605) 255-4442

*Remediation Specialists, Inc.*

Malcolm Gibson  
116 Gateway Drive  
North Sioux City, SD 57049  
(605) 232-4554

*Gary Snow and Associates, Inc.*

Gary Snow  
P.O. Box 1135  
Pierre, SD 57501  
(605) 224-1964

*Horsley Specialists, Inc.*

Bruce Jensen  
P.O. Box 1277  
Rapid City, SD 57709  
(605) 342-5634

*Intermountain Technical Services, Inc.*

Miker Bowers  
2204 Cruz Drive  
Rapid City, SD 57702  
(605) 348-5665  
(605) 391-6037 Cell Phone

email: [its@rushmore.com](mailto:its@rushmore.com)

*L&L Insulation, Inc.*

Steve Venteicher  
P.O. Box 1258  
Rapid City, SD 57709  
(605) 348-4012

*Mid-States Asbestos Removal, Inc.*

Tammy Pytleski or Brian Salmon  
28172 463<sup>rd</sup> Avenue  
Davis, SD 57021  
(605) 647-1270

email: [msar@iw.net](mailto:msar@iw.net)

*Philip Enviromental Services*

210 West Sand Bank Road  
Columbia, IL 62236  
(618) 281-7173

*Quad-State Asbestos Removal, Inc.*

P.O. Box 95  
Montevideo, MN 56265  
(320) 269-2219

*Veblen Asbestos*

Taras Feroyshyn  
44466 107<sup>th</sup> Street  
Veblen, SD 57270  
(605) 738-2361

*Kingston Environmental Services, Inc.*  
15450 Hangar Road  
Kansas City, Missouri 64147  
(816) 524-8811  
(816) 525-5027 Fax  
(800) 249-8811 Toll Free

[www.kingstonenv.com](http://www.kingstonenv.com)  
email: [mikem@kingstonenv.com](mailto:mikem@kingstonenv.com)

*Environmental Restoration, LLC*  
1666 Fabick Drive  
Fenton, Missouri 63026  
(636) 227-7477  
Satellite Offices: Denver, Salt Lake, Chicago, Omaha, Montana

**Removal:**

*Bockmann, Inc.*  
Chris Bockmann  
1420 Centerpark Road  
Lincoln, NE 68512  
(402) 423-6631

*Great Plains Asbestos Control, Inc.*  
Shelly R. McDowell  
P.O. Box 39  
Kearney, NE 68847  
(800) 445-0067

*Kesco Environmental, Inc.*  
Kevin Snow  
30508 Clark Road  
Pierre, SD 57501  
(605) 224-1383

*Robinson Brothers Environmental, Inc.*  
220 Raemisch Road  
Waunakee, WI 53597  
(608) 849-6980



# Asbestos Demolition/Renovation Notification Form

## General Information

The asbestos NESHAP, 40 CFR Part 61, Subpart M, requires written notification of demolition or renovation operations under section 61.145. This form may be used to fulfill this requirement. Only complete notification forms are acceptable. Incomplete notification may result in enforcement action.

### Filling Out The Notification:

**Type of Project:** Put an "X" in the box that applies to your project.

**Type of Notification:** Put an "X" in the appropriate box.

**Facility Owner:** Enter the name, address and contact information for the owner of the building. If the building owner has designated a person as a contact for the project, list the designated person's contact information and their affiliation with the building owner.

**Facility Description:** Enter the name, address, and county where the building is located. Also needed is the age of the building, size of the building in square feet, number of floors in the building, present use, and prior use of the building.

**Asbestos Contractor:** Enter the name, address, and contact information for the contractor hired to remove the asbestos-containing material.

**Demolition Contractor:** For a demolition enter the name, address, and contact information for the contractor hired to demolish the building.

**Asbestos Transporter:** Enter the name, address, and contact information for the company hired to transport the asbestos-containing material to the landfill. This area may be left blank if the asbestos contractor is also the asbestos transporter.

**Waste Disposal Site:** Enter the name, address, and contact information for the disposal site that will be taking any materials other than asbestos-containing materials including but not limited to debris generated from the building demolition.

**Asbestos Disposal Site:** Enter the name, address, and contact information for the permitted landfill that has agreed to accept the asbestos-containing waste. A list of permitted landfills is available upon request.

**Description of work practices to be used:** If procedures other than approved methods will be used, a detailed account of how the asbestos-containing materials will be removed is required and approval from this department required prior to any activity that will breakup, dislodge, or similarly disturb the materials occur.

**Scheduled Dates of Asbestos Removal:** The start date should be the first day that asbestos is planned to be disturbed. The end date is the projected finish date of the project.

**Scheduled Dates of Demolition:** For building demolition the start date of demolition and the projected end date will be filled in.

**Regulated Asbestos-Containing Materials to be Removed:** If removal of regulated asbestos-containing materials is going to take place, the amount of material to be removed needs to be listed.

**Non Friable Asbestos-Containing Material:** The amount and Category, Category I or II, of non friable asbestos-containing material to be removed or left in place needs to be listed. Category I includes, resilient floor coverings, gaskets, asphalt roofing products, etc. Category II includes, transite boards or panels, asbestos cement products, etc.

**Detection Methods:** Method used to detect the presence of asbestos, whether analyzed or assumed to be asbestos-containing.

**Procedure(s) for Unexpected ACM:** List the procedure that will be followed in the event that unexpected asbestos-containing material is encountered during a renovation or demolition procedure.

**Signature of Owner/Operator:** The signature of the owner or operator is required to show that the information provided is correct to the best of the person's knowledge.

If more space is needed in any of the required fields another piece of paper or the back of the notification form can be used. If you have any questions or problems filling out the notification form, please feel free to contact the Asbestos Coordinator at 605-773-3153.

# NOTIFICATION OF DEMOLITION AND RENOVATION

South Dakota

Department of Environment and Natural Resources

Type of Project		<input type="checkbox"/> Demolition	<input type="checkbox"/> Renovation	<input type="checkbox"/> Both				
Type of Notification		<input type="checkbox"/> Original	<input type="checkbox"/> Revised	<input type="checkbox"/> Courtesy	<input type="checkbox"/> Annual	<input type="checkbox"/> Cancellation Notice		
Facility Owner	Owner Name:		Facility Description	Building Name:				
	Address:			Address:				
	City:	State:		Zip:	City:	State:	County:	Age:
	Contact:			Phone Number:		Building Size:	Num. of Floors:	Present Use:
Asbestos Contractor	Contractor Name:		Demolition Contractor	Contractor Name:				
	Address:			Address:				
	City:	State:		Zip:	City:	State:	Zip:	
	Contact:			Phone Number:		Contact:	Phone Number:	
Asbestos Transporter	Transporter Name:		Waste Disposal Site	Disposal Site:				
	Address:			Address:				
	City:	State:		Zip:	City:	State:	Zip:	
	Contact:			Phone Number:		Contact:	Phone Number:	
Asbestos Disposal Site	Landfill Name:		<b>Description of Work Practices to be Used:</b> Include engineering controls to be used to prevent visible emissions. _____ _____ _____ _____					
	Address:							
	City:	State:				Zip:		
	Contact:					Phone Number:		
<b>Scheduled Dates of Asbestos Removal:</b> MM/DD/YY			<b>Scheduled Dates of Demolition:</b> MM/DD/YY					
Start: _____ End: _____			Start: _____ End: _____					
<b>Regulated Asbestos-Containing Material to be Removed:</b>			<b>NonFriable Asbestos-Containing Material:</b>					
Linear Feet: _____ Square Feet: _____		Cubic Feet: _____		To Be Removed:		To be Left in Place:		
Linear Feet: _____		Square Feet: _____		Linear Feet: _____		Linear Feet: _____		
Cubic Feet: _____		Category I <input type="checkbox"/> or		Square Feet: _____		Square Feet: _____		
<b>Inspected By:</b> _____		Category II <input type="checkbox"/> ?		Category I <input type="checkbox"/> or		Category II <input type="checkbox"/> ?		
<b>Procedure(s) for Unexpected ACM:</b> _____								
IN THE EVENT THAT A BUILDING IS ORDERED DEMOLISHED BY A GOVERNMENT AGENCY, OR EMERGENCY RENOVATIONS ARE NECESSARY, CONTACT THE ASBESTOS COORDINATOR AT 1-800-GET-DENR.								
BY SIGNING THIS NOTIFICATION I CERTIFY THAT AN INDIVIDUAL TRAINED IN THE PROVISIONS OF THIS REGULATION (40 CFR, PART 61, SUBPART M) WILL BE ON-SITE DURING ANY ASBESTOS ABATEMENT ACTIVITIES.								
<b>I CERTIFY THAT THE ABOVE INFORMATION IS CORRECT, AND I AM A BONA FIDE REPRESENTATIVE OF THE ABATEMENT CONTRACTOR OR BUILDING OWNER AND HAVE AUTHORITY TO ENTER INTO AGREEMENTS FOR MY EMPLOYER:</b>								
_____		_____		_____				
PRINTED NAME OF OWNER/OPERATOR		SIGNATURE OF OWNER/OPERATOR		DATE				