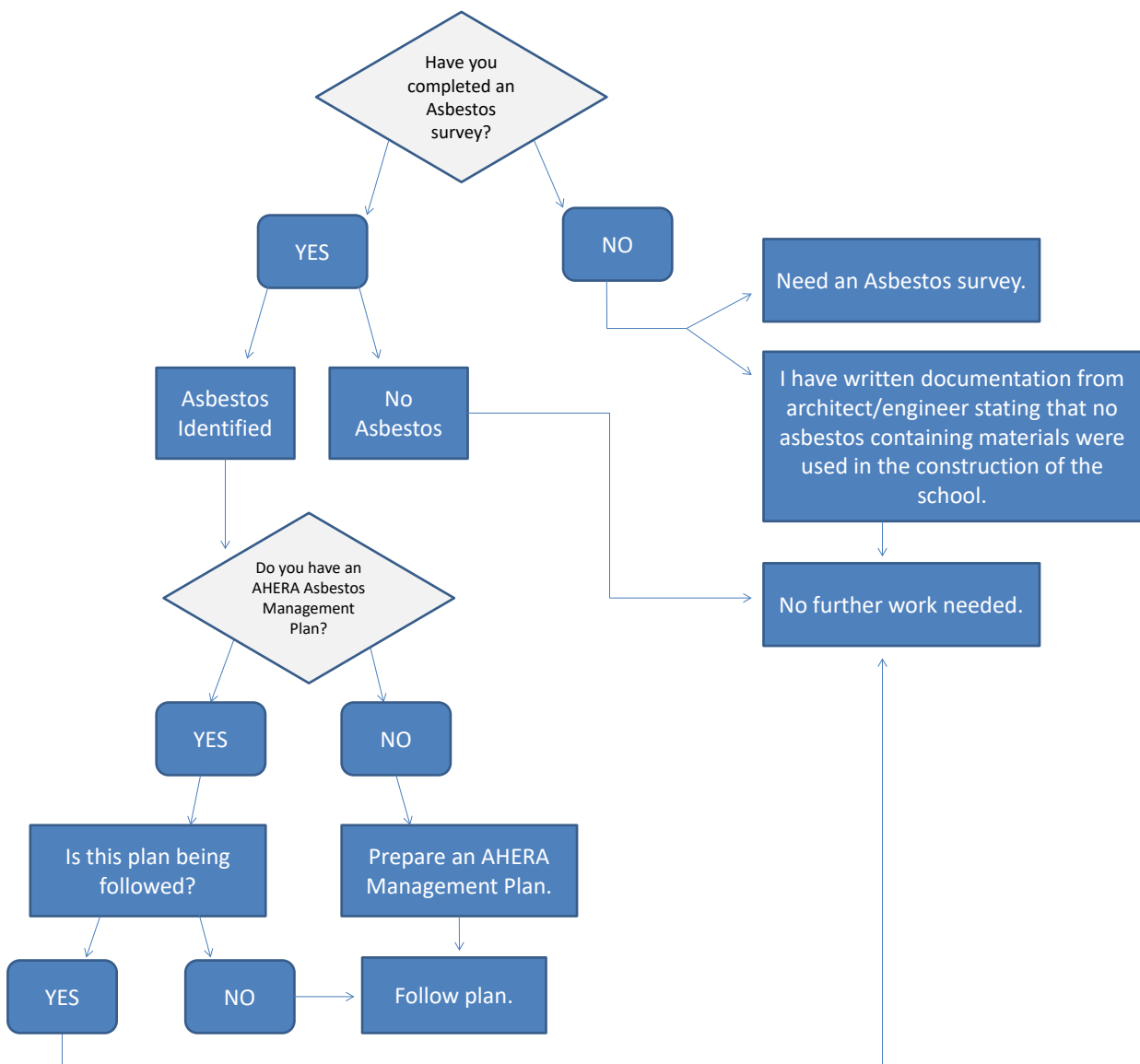




## Is Your School EPA Asbestos AHERA Compliant?

Asbestos AHERA compliance for private schools have come to the forefront of EPA's inspections. The AHERA regulations were put into place to protect the public from asbestos exposure. Compliance with this regulation is required for all public and private K-12 schools. What does it take to be in compliance with this regulation? The following is a flow chart to determine if your school is currently in compliance with the AHERA regulations:






Typical top compliance items that EPA inspectors are checking for:

1. A completed AHERA asbestos inspection of all of the owned and leased school buildings.
2. If asbestos is present, a completed AHERA asbestos management plan.
  - a. Yearly parent/employee notifications
  - b. 3 year reinspections of the identified asbestos materials
  - c. 6-month periodic surveillance of the buildings that contain asbestos
  - d. Training records for asbestos awareness training for custodial staff

If you would like more information, or need compliance assistance for your school, please contact GLE Associates, Inc.

 **UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960  
AUG 19 2016

UNITED PARCEL SERVICE  
[Redacted]

Re: Notice of Noncompliance  
[Redacted]

Dear [Redacted]

This Notice of Noncompliance (NON) is issued by the U. S. Environmental Protection Agency (EPA) Region 4 for violation of the Toxic Substance Control Act (TSCA) Subchapter II, Asbestos Hazard Emergency Response Act (AHERA), 15 U.S.C. §§ 2641 – 2656. On or about February 25, 2016, an inspector, authorized to conduct AHERA inspections on the EPA's behalf, conducted an AHERA compliance monitoring inspection of the above-referenced local education agency (LEA).

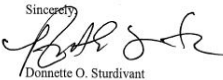
The EPA has determined that the above-referenced LEA is in violation of AHERA. The specific violations are identified in the enclosed summary of violations.

AHERA, a provision of TSCA, became law in 1986. AHERA requires LEAs to inspect their schools for asbestos-containing building material and prepare management plans to prevent or reduce asbestos hazards. Public school districts, non-profit private schools and Department of Defense schools are LEAs and are subject to AHERA's requirements. This includes charter schools and schools affiliated with religious institutions. The rules implementing AHERA are published in the Code of Federal Regulations, Chapter 40, Part 763, Subpart E. Information about asbestos in schools and the AHERA requirements can be found at [www.epa.gov/asbestos/pubs/asbestos\\_in\\_schools.html](http://www.epa.gov/asbestos/pubs/asbestos_in_schools.html).

EPA reserves the right to proceed with a formal enforcement action and seek civil penalties for these violations. Failure to correct any violation could result in the assessment of civil penalties up to \$7,500 per day of violation. At this time, the EPA Region 4 is offering the opportunity to correct the violations rather than proceeding with a formal enforcement action and seeking civil penalties. To take advantage of this offer, a signed statement must be sent to my attention at the letterhead address within 30 days of the receipt of this NON which certifies that all violations have been corrected. This statement must include supporting documentation that describes the action taken to correct the violation(s).

Internet Address (URL) • <http://www.epa.gov>  
Recycled/Recyclable • Printed with Vegetable Oil Based Inks on Recycled Paper (Minimum 30% Postconsumer)

The EPA has developed an information sheet entitled "U. S. EPA Small Business Resources" to help small businesses understand federal and state environmental laws and rights under the Small Business Regulatory Enforcement Fairness Act. The information sheet can be found on the internet at: [www2.epa.gov/sites/production/files/2015-05/documents/smallbusinessinfo.pdf](http://www2.epa.gov/sites/production/files/2015-05/documents/smallbusinessinfo.pdf). If you do not have internet access and would like a copy of the information sheet, or if you have questions concerning this NON, please contact [Redacted] of the EPA Region 4 staff at (404) 562-8991.

Sincerely,  
  
Donnette O. Sturdivant  
Chief  
Lead and Asbestos Section

Enclosure

cc: Ms. [Redacted]  
Program Specialist  
Florida Department of Education

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### About GLE:

With corporate headquarters in Tampa, GLE is a full service architecture, engineering and environmental consulting firm. Established in 1989, GLE provides Architecture, Civil Engineering, MEP Engineering, and Environmental Consulting services for clients nationwide out of their offices in Tampa, Jacksonville, Gainesville, Orlando, Ft. Lauderdale, Atlanta and Nashville.

**[www.gleassociates.com](http://www.gleassociates.com)**  
**888-453-4531**