

# **NYS ASBESTOS SURVEY REQUIREMENTS**

## **Municipalities**



The New York State Department of Labor's Asbestos regulations, Industrial Code Rule 56 (12 NYCRR Part 56 or ICR 56), protect the public from exposure to asbestos fibers. According to ICR 56, a property owner must first obtain an asbestos survey if demolition, renovation, remodeling, or repair is to be performed in a building, structure, or part thereof. This survey must be conducted by a certified New York State Asbestos Inspector.

Municipalities are not required to enforce the State's asbestos regulations. There is no obligation for a municipality to require and review asbestos surveys prior to issuing permits. However, if asbestos is disturbed during permitted work, property owners and contractors may incur costly abatement and clean up expenses. To avoid this scenario, municipalities can facilitate the Department's enforcement efforts by helping prevent the disturbance of Asbestos Containing Material and cooperating with Department investigations by the following:

- Share this information with all staff responsible for issuing demolition/renovation permits and request a completed asbestos survey before issuing demolition/renovation permits.
- Contact the local District Office of the Asbestos Control Bureau when a demolition/renovation permit is issued to a contractor who has failed to provide an asbestos survey or has not removed the identified ACM.
- Contact the local District Office of the Asbestos Control Bureau to review any asbestos surveys submitted to the municipality.
- Provide the enclosed information document outlining New York State asbestos survey regulatory requirements to all building permit applicants.

The Department looks forward to your cooperation in our enforcement efforts in protecting the health and safety of your community, specifically in the area of asbestos exposure during building or structure demolitions, renovations, remodels, or repair work.

### **NEW YORK STATE ASBESTOS CONTROL BUREAU**

#### **Albany District**

(518) 457-2072

AlbanyACB@labor.ny.gov

#### **Buffalo District**

(716) 847-7126

BuffaloACB@labor.ny.gov

#### **Syracuse District**

(315) 479-3215

SyracuseACB@labor.ny.gov

#### **NYC District**

(212) 775-3532

NYCACB@labor.ny.gov