



# Town of Elbridge Department of Codes & Zoning Demolition Permit Application

Office Location  
5 State Route 31, PO Box 568, Jordan, NY 13080  
Ph. 315/689-9031 Ext#6 \* Fax: 315/689-3122  
Web Site: townofelbridge.com  
E-mail: pboratko@twcny.rr.com

Fee - \$50.00

*Application is hereby made to the Town of Elbridge for the issuance of a building permit, pursuant to the municipal code for construction of buildings and additions as herein described. The applicant agrees to comply with all applicable laws, ordinances and regulations.*

*No building shall be occupied or used in whole or in part for any purpose what so ever, until certificate of compliance and/or certificate of occupancy shall have been issued by the Code Enforcement Officer.*

Street Name and number/Site Location \_\_\_\_\_ (Tax Map Number) \_\_\_\_\_

Demo Project Description and Cost: (please submit existing plot plan with application)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please include the following

- 1) **Asbestos Abatement report attached.**
- 2) **The property owner or their agent has been advised that it is their responsibility for compliance with the NYS Labor Department Industrial Code Rule 56-ASBESTOS. (See attached to further information)**
- 3) **All excavations, holes, depressions must be filled to grade level with clean, compacted fill.**
- 4) **All above or below ground tanks must be properly emptied, cleaned and removed.**
- 5) **All Rubble, debris etc. Must be removed from the site, and properly disposed.**

**Applicant shall provide proof of liability and worker's compensation insurance or proof of exemption per chapter 439, section 125 of the N.Y. State General Municipal Laws ([www.web.state.ny.us](http://www.web.state.ny.us))**

Owner/Contractor Contact Information

Property Owner \_\_\_\_\_ Contractor/Agent/Lessee \_\_\_\_\_  
Address \_\_\_\_\_ Address \_\_\_\_\_  
City/State/Zip \_\_\_\_\_ City/State/Zip \_\_\_\_\_  
Phone Number \_\_\_\_\_ Phone Number \_\_\_\_\_  
Email \_\_\_\_\_ Site Foreman Phone \_\_\_\_\_

**Applicant shall provide proof of liability and worker's compensation insurance or proof of exemption per chapter 439, section 125 of the N.Y. State General Municipal Laws ([www.web.state.ny.us](http://www.web.state.ny.us))**

The foregoing are hereby certified to be corrected, true and full answers to the several questions to which they relate, and the undersigned hereby agrees in the event the permit is granted, to comply with the provisions of the local laws and codes enacted by the Boards of the Town Elbridge, the State of New York and with all other ordinances and regulations, and all rules and regulations of the Onondaga County Health Department

Date \_\_\_\_\_ Signature \_\_\_\_\_



# NEW YORK STATE GENERAL MUNICIPAL LAW SECTION § 809

1. Every application, petition or request submitted for a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions of any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer or any officer or employee of such municipality or of a municipality of which such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.
2. For the purpose of this section an officer or employee shall be deemed to have an interest in the applicant when he, his spouse or their brothers, sisters, parents, children, grandchildren or the spouse of any of them...
  - (a) is the applicant, or
  - (b) is an officer, director, partner or employee of the applicant, or
  - (c) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
  - (d) is a party to an agreement with such an applicant, express or implied, whereby he may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such application, petition or request.
3. Ownership of less than five percent of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.
4. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor. Section eight hundred six of the General Municipal Law added by this act, shall apply only to application, petitions or requests as described therein which are submitted on or after the effective date of this act.

This act shall take effect September 1, 1969.

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### AFFIDAVIT

STATE OF NEW YORK COUNTY OF ONONDAGA

\_\_\_\_\_ being duly sworn, deposes and says:

I have reviewed §809 of the General Municipal law, a copy of which has been furnished to me by the Elbridge Town Clerk, and I am familiar with the provisions contained herein

No Town of Ethridge, Village of Ethridge, Village of Jordan or any officer or employee of Onondaga County, as defined in Section 809 of the General Municipal Law, has any interest in this application. OR

If a state officer, employee of the Town of Elbridge, Village of Elbridge, Village of Jordan or any officer or employee of Onondaga County as defined in Section 809 of the General Municipal Law, has any interest in the person, partnership or association creating the application to which this affidavit is attached, give the complete details in the following paragraph.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public \_\_\_\_\_



New York State Department of Labor

Dear Sir or Madam:

I would like to take this opportunity to offer you some useful information about the asbestos exposure associated with the demolition/renovation of buildings in your locality. A copy and updates to Part 56 of Title 12 of the Official Compilation of Codes, Rules and Regulations of the State of New York (Cited as 12 NYCRR Part 56), a Guidance Document with frequently asked questions and answers, and variance information may be obtained by going on-line to, [www.labor.ny.gov/workerprotection/safetyhealth/dosh\\_asbestos.shtm](http://www.labor.ny.gov/workerprotection/safetyhealth/dosh_asbestos.shtm).

I wish to request your assistance in our enforcement efforts thereby protecting the health of your community, specifically in the area of building demolition/renovations. Please feel free to incorporate the enclosed: **BUILDING DEMOLITION/RENOVATION and NOTICE TO BUILDING PERMIT APPLICANTS** with the information you provided to contractors when a demolition/renovation permit is issued.

Should you have any questions, please contact the Asbestos Control Bureau District Office nearest to you (listed on the enclosed sheet).



New York State Department of Labor

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## NOTICE TO BUILDING PERMIT APPLICANTS

An asbestos survey is required for all renovation, remodeling, repair and demolition of all interior and exterior building materials. As per NYS Industrial Code Rule 56, asbestos material must be abated by licensed contractors utilizing certified asbestos handlers, with the exception of owner-occupied single family homes, where the owner may remove the asbestos. However, it is not recommended that the owner remove asbestos. The owner could potentially expose themselves, their family and neighbors to asbestos fibers if correct engineering controls and work methods are not utilized during the abatement.

For further information and updates, please see the NYS website at:  
[www.labor.ny.gov](http://www.labor.ny.gov).



## BUILDING DEMOLITION/RENOVATION

Industrial Code Rule 56 established work practice, asbestos contractor license, and asbestos worker training and certification requirements that protect the public from cancer causing airborne asbestos fiber that can arise from various construction activities, including the demolition/renovation of a building. One very important aspect of the Code covers requirements that specifically address the potential public health hazards associated with the significant amount of airborne asbestos fiber that can be released during the demolition/renovation of a building that contains asbestos or asbestos-containing materials.

New York State Labor Law (Article 10, Section 241section 241.10) and the Code require a survey of the impacted portion of the building to identify the presence of asbestos prior to advertising for bids or contracting for or commencing work on any demolition/renovation work on a building. **The Code requires that this survey must be sent to the local government unit responsible for issuing the demolition/renovation permit. Note that only copies of the demolition or pre-demolition survey must be sent to the Department of Labor, Asbestos Control Bureau.** Also, prior to commencement of demolition/renovation work, the impacted asbestos identified in the survey must be removed in compliance with the Code. Your assistance, as specified below, would facilitate our enforcement efforts and help avoid the necessity of citing building owners who violate the statute and code:

1. Share this information with the individuals on your staff responsible for issuing demolition/renovation permits. Encourage your staff to contact the appropriate District Office of the Asbestos Control Bureau on the enclosed list should any asbestos issues arise, specifically those related to demolition/renovation.
2. Consider establishing a policy of not issuing a demolition/renovation permit until compliance with Industrial Code Rule 56 is achieved.
3. Call the appropriate District Office of the Asbestos Control Bureau when a demolition/renovation permit is issued to a contractor that has **failed** to provide a survey or has **not removed** the identified asbestos. Any cooperation you can provide will not only assist in our enforcement efforts but protect the health of your community.



CONTACT INFORMATION  
FOR  
ASBESTOS PROJECTS

The Department of Labor regulates asbestos abatement activities in the State through its Asbestos Control Bureau; all contractors must be licensed and all asbestos handlers certified by the Department's Worker Protection Central Processing Unit. Projects must be conducted in accordance with safety standards promulgated by the Commissioner of Labor to avoid potential public health hazards that can result from the improper handling of asbestos or asbestos containing material, a potential carcinogen. A copy and update to Parte 56 of Title 12 of the Official Compilation of Codes, Rules and Regulations of the State of New York (Cited as 12 NYCRR Part 56), a Guidance Document with frequently asked questions and answers, and variance information may be obtained by going on-line to, [http://labor.ny.gov/workerprotection/safetyhealth/DOSH\\_ASBESTOS.shtrn](http://labor.ny.gov/workerprotection/safetyhealth/DOSH_ASBESTOS.shtrn)

For more information, call or write the New York State Department of Labor, Division of Safety and Health at one of the following locations:

**ASBESTOS CONTROL BUREAU  
DISTRICT OFFICES**

ALBANY  
State Office Campus  
Building 12, Room 157  
Albany, NY 12240  
Tel: (518) 457-2072

BUFFALO  
65 Court Street  
Room 405  
Buffalo, NY 14202  
Tel: (716) 847-7126

Syracuse  
450 South Salina St.  
2ndFloor — Room 202  
Syracuse, NY 13202  
Tel: (315) 479-3215

New York City  
75 Varick St.  
1<sup>st</sup> Floor  
New York, NY 10013-1917  
Tel: (212) 775-3538

**TO SUBMIT:  
ASBESTOS PROJECT NOTIFICATION  
AND/OR EMERGENCY NOTIFICATION**

Asbestos project notifications may be submitted on-line by licensed asbestos contractors by going to: <http://www.labor.statemy.usirnainibusinesses.asp> and click on [Asbestos Notifications](#). Emergency notifications must be approved by calling: (518) 485-9263. After the Emergency notification has been approved, the contractor must complete the on-line notification and pay the notification fee. You may also mail in your paperwork to: NYS Department of Labor, Worker Protection Central Processing Unit, State Office Campus, Building 12, Room 161, Albany, NY 12240, Tel: (518) 485-9263.

Questions about obtaining and/or renewing an Asbestos licenses or any type of Asbestos Certification may also be obtained from the Worker Protection Central Processing Unit.

SUBPART 56-5

PHASE IA: ASBESTOS SURVEY PLANNING AND DESIGN

56-5.1 Asbestos Survey Requirements for Building/Structure Demolition, Renovation, Remodeling and Repair

- a) **Asbestos Survey Required.** An owner or an owner's agent, except the owner of one and two-family dwellings who contracts for, but does not direct or control the work, shall cause to be conducted, an asbestos survey completed by a licensed asbestos contractor using inspectors certified in compliance with Section 56-3.2(d), to determine whether or not the building or structure, or portion(s) thereof to be demolished, renovated, remodeled, or have repair work, contains ACM, PACM or asbestos material. This asbestos survey shall be completed and submitted as indicated in Subdivision (g) of this Section, prior to commencing work. All such asbestos surveys shall be conducted in conformance with the requirements of Subdivision (e) of this Section.
- (b) **Exemptions To Asbestos Survey Requirements:** The asbestos survey required by this Subdivision (a) of this Section shall not be required for the following classes of buildings or structures:
- (1) an agricultural building;
  - (2) buildings or structures for which original construction commenced on or after January 1, 1974;
  - (3) A structure certified in writing to be structurally unsound by a licensed Professional Engineer, Registered Architect, Building Inspector, Fire Inspector or other official of competent jurisdiction. (See Section 56-11.5)
- (c) **Building/Structure Demolition.** If a building/structure asbestos survey is not required or performed per Subdivision (b) of this Section, and the building/structure is certified to be unsound or slated for contracted demolition, the building/structure shall be assumed to contain asbestos, and shall be demolished per this Part, unless the building/structure is adequately certified to be free of asbestos containing material. Acceptable documentation for certification shall be a previous thorough building/structure asbestos survey, abatement records or other documentation acceptable to the Commissioner or his or her representative.
- (d) **Responsibility To Comply.** No exemption to the requirement to conduct an asbestos survey shall exempt any person, asbestos contractor, property owner or business entity from the inspection or asbestos survey requirements of EPA, OSHA, and any other applicable section of this Part.
- (e) **Building/Structure Asbestos Survey Requirements.** The asbestos survey shall include a thorough inspection for and identification of all PACM, suspect miscellaneous ACM, or asbestos material throughout the building/structure or portion thereof to be demolished, renovated, remodeled, or to have repair work. The required inspection shall be performed by a certified asbestos inspector, and, at a minimum, shall include identification of PACM, suspect miscellaneous ACM or asbestos material by all of the following methods:
- (1) The review of building/structure plans and records, if available, for references to asbestos. ACM, PACM, suspect miscellaneous ACM or asbestos material used in construction, renovation or repair; and
  - 2) A visual inspection for PACM and suspect miscellaneous ACM throughout the building/structure or portion thereof to be demolished, renovated, remodeled, or repaired. For the purpose of this Part, all PACM and suspect miscellaneous ACM visually assessed shall be treated and handled as ACM and shall be assumed to be ACM, unless bulk sampling is conducted as per this Section, standard EPA and OSHA accepted methods, including multi-layered systems sampling protocols; the subsequent analyses are performed by a laboratory that meets the requirements of Section 56-4.2 of this Part; and the analyses satisfies both ELAP and federal requirements, including multi-layered sample analyses, to document non-asbestos containing material.
- ff) **Building/Structure Asbestos Survey Information.**
- (1) The asbestos survey shall, at a minimum, identify and assess with due diligence, the locations, quantities, friability and conditions of all types of installations at the affected portion of the building/structure relative to the ACM, suspect miscellaneous ACM, PACM or asbestos material contained therein. The following list is not inclusive of all types of ACMs. It only summarizes typical ACMs. The certified asbestos inspector is responsible for identification and assessment of all types ACM, PACM, suspect miscellaneous ACM and asbestos material within the affected portion of the building/structure:  
PACM  
(i) **Surfacing Treatments:**  
(a) Fireproofing; (b) Acoustical Plaster; (c) Finish Plasters; and (d) Skim Coats of Joint Compound.  
(iii) **Thermal System Insulation:**  
(a) Equipment Insulation; (b) Boiler, Breeching, Boiler Rope, Duct, or Tank Insulation, (c) Cement or Mortar Used for Boilers and Refractory Brick; (d) Piping and Fitting Insulations including but not limited to, Wrapped Paper, Aired!, Millboard, Rope, Cork, Preformed Plaster, Job Molded Plaster and coverings over fibrous glass insulation.  
SUSPECT MISCELLANEOUS ACM  
(i) **Roofing and Siding Miscellaneous Materials:**  
(a) Insulation Board; (b) Vapor Barriers; (c) Coatings; (d) Non-Metallic or Non-Wood Roof Decking (e) Felts; (f) Cementitious Board (Transite); (g) Flashing; (h) Shingles; and (i) Gablestos.  
(iii) **other Miscellaneous Materials:**  
(a) Dust and Debris; (b) Floor Tile; (c) Cove Base, (d) Floor Leveler Compound; (e) Ceiling Tile; (f) Vermiculite Insulation (g) Gaskets, Seals, Sealants (including for condensate control); (h) Vibration Isolators; (i) Laboratory Tables and Hoods; (j) Chalkboards; (k) Pipe Penetration Packing or Other Firestopping Materials (l) Cementitious Board; (m) Electrical Wire Insulation; (n) Fire Curtains; (o) Fire Blankets; (p) Fire Doors; (q) Brakes and Clutches; (r) Mastics, Adhesives and Glues; (s) Caulks; (t) Sheet Flooring (Linoleum); (u) Wallpaper; (v) Drywall; (w) Plasterboard (x) Spackling Joint Compound; (y) Textured Paint. (z) Grout; (aa) Glazing Compound; and (ab) Terrazzo.
  - (2) All ACM, PACM, suspect miscellaneous ACM, or asbestos material reported under Paragraph (1) of this Subdivision shall include the location of the materials, an estimate of the quantities, types, friability and condition of the identified materials to be treated and handled as ACM. For the purpose of this Part, all PACM and suspect miscellaneous ACM visually assessed shall be treated and handled as ACM and shall be assumed to be ACM, unless bulk sampling is conducted as per this Section, standard EPA and OSHA accepted methods, including multi-layered systems sampling protocols; the subsequent analyses are performed by a laboratory that meets the requirements of Section 56-4.2 of this Part; and the analyses satisfies both ELAP and federal requirements, including multi-layered sample analyses, to document non-asbestos containing material.
  - fe) The building/structure asbestos survey shall also include the building/structure name, address, the building Structure owner's name and address, the name and address of the owner's agent, the name of the firm performing the asbestos survey and a copy of the firm's current asbestos handling license, the names of the code inspector(s) performing the survey and a copy of the current asbestos handling certificate for each inspector utilized, the dates of the asbestos survey, a listing of homogeneous areas identifying which ones are ACM, all laboratory analyses reports for bulk samples collected, and copies of the appropriate certifications for the laboratory used for analysis of samples taken during the asbestos survey.
  - (g) **Transmittal of Building/Structure Asbestos Survey Information.** One (i) copy of the results of the building/structure asbestos survey shall be immediately transmitted by the building/structure owner as follows:
    - (1) One (1) copy of the completed asbestos survey shall be sent by the owner or their agent to the local government entity charged with issuing a permit for such demolition, renovation, remodeling or repair work under applicable State or local laws.
    - (2) The completed asbestos survey for controlled demolition (as per Subpart 56-11.5) or pre-demolition asbestos projects shall also be submitted to the appropriate Asbestos Control Bureau district office.
    - (3) The completed asbestos survey shall be kept DII the construction site with the asbestos notification and variance, if required, throughout the duration of the asbestos protect and any associated demolition, renovation, remodeling or repair project.
  - fh) **Removal Required.** If the building/structure asbestos survey finds that the portion of the building/structure to be demolished, renovated, remodeled, or have repair work contains ACM, PACM, suspect miscellaneous ACM assumed to be ACM, or asbestos material, which is impacted by the work, the owner or the owner's agent shall conduct, or cause to have conducted, asbestos removal performed by a licensed asbestos abatement contractor in conformance with all standards set forth in this Part. All ACM, PACM, suspect miscellaneous ACM assumed to be ACM, or asbestos material impacted by the demolition, renovation, remodeling or repair project shall be removed as per this Part, prior to access or disturbance by other uncertified trades or personnel. No demolition, renovation, remodeling or repair work shall be commenced by any owner or the owner's agent prior to the completion of the asbestos abatement in accordance with the notification requirements of this Part. For multi-phased work, the access restriction for uncertified trades or personnel applies to each intermediate portion of the entire project. Upon completion of the intermediate portion of the asbestos project, other trades or personnel may access that portion of the work site. For demolition projects that are exempt from asbestos survey requirements due to being structurally unsound, the demolition is considered an asbestos project and shall proceed as per Section 56-11.5.
    - l) All building/structure owners and asbestos abatement contractors on a demolition, renovation, remodeling, or repair project, which includes work covered by this Part, shall inform all trades on the work site about PACM, ACM, asbestos material and suspect miscellaneous ACM assumed to be ACM at the work site.
  - re **Bidding.** Bids may be advertised and contracts awarded for demolition, remodeling, renovation, or repair work, but no work on the current intermediate portion of the project shall commence on the demolition, renovation, remodeling or repair work by any owner or agent prior to completion of all necessary asbestos abatement work for the current intermediate portion of the entire project, in conformance with all standards set forth in this Part.
  - ii) **Unidentified and Unassessed Asbestos.** When any construction activity, such as demolition, remodeling, renovation or repair work, reveals PACM or suspect miscellaneous ACM that has not been identified by the asbestos survey per this Part, or has not been identified by other inspections as per current OSHA or EPA requirements, all activities shall cease in the area where the PACM or suspect miscellaneous ACM is found and the Asbestos Control Bureau shall be notified by telephone by the building/structure owner or their representative, followed with a written notice in accordance with the notification requirements of this Part. Unassessed PACM or suspect miscellaneous ACM shall be treated and handled as ACM and assumed to be ACM, unless proven otherwise by standard EPA and OSHA accepted methods, including multi-layered systems sampling protocols; subsequent analyses performed by a laboratory that meets the requirements of Section 56-4.2 of this Part; and the analyses satisfies both NYS ELAP and federal requirements, including multi-layered sample analyses, to document nonasbestos containing material.