

DIVISION 1 GENERAL REQUIREMENTS

SECTION 01411

**REGULATORY REQUIREMENTS - HAZARDOUS MATERIALS**

**PART 1 GENERAL**

**1.1 SUMMARY**

- A. Section Includes:
  - 1. Regulatory requirements applicable to Work in connection with hazardous waste abatement and disposal including, but not limited to, asbestos and asbestos-containing materials, lead-based paint, polychlorinated biphenyls, petroleum-contaminated soils and materials, construction and demolition debris and any other hazardous substance or hazardous waste.
- B. This Section supplements Section 01410 (Regulatory Requirements) and the Work-specific listings of applicable regulatory requirements elsewhere in the Specifications.

**1.2 REFERENCES TO REGULATORY REQUIREMENTS**

- A. Codes, laws, ordinances, rules and regulations applicable to the Work shall have full force and effect as though printed in full in Contract Documents. Codes, laws, ordinances, rules and regulations are not furnished to Contractor, because Contractor is assumed to be familiar with their requirements. The listing herein of applicable codes, laws, and regulations for hazardous waste abatement work is supplied to Contractor as a courtesy and shall not limit Contractor's responsibility for complying with all applicable laws, regulations or ordinances having application to the Work. Where conflict among the requirements or with these Specifications exists, the most stringent requirements shall be used.
- B. Conform to all applicable codes, laws, ordinances, rules and regulations that are in effect on date of contracting.

**1.3 LAWS, ORDINANCES, RULES, AND REGULATIONS**

- A. During prosecution of Work under Contract Documents, Contractor shall comply with applicable laws, ordinances, rules and regulations including, but not limited to, those listed below.
- B. Federal:
  - 1. Statutory Requirements:
    - a. Resource Conservation and Recovery Act, 42 U.S.C. Sections 6901 *et seq.*
    - b. Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986, 42 U. S.C. Sections 9601 *et seq.*
    - c. Toxic Substances Control Act of 1976, 15 U.S.C., Sections 2601 *et seq.*
    - d. Hazardous Materials Transportation Act of 1975, 49 U.S.C. Sections 1801 *et seq.*
    - e. Clean Water Act, 33 U.S.C. Sections 1251 *et seq.*
    - f. Safe Drinking Water Act, 42 U.S.C., Sections 3001 *et seq.*
    - g. Clean Air Act, Section 112, 42 U.S.C., Section 7412
    - h. Occupational Safety and Health Act of 1970, 29 U.S.C., Sections 651 *et seq.*
    - i. Underground Storage Tank Law, 42 U.S.C., Sections 6991 *et seq.*
    - j. The Emergency Planning and Community Right to Know Act of 1986, 42 U.S.C., Sections 11011 *et seq.*
  - 2. Environmental Protection Agency (EPA):
    - a. 40 C.F.R. Parts 260, 264, 265, 268, 270
    - b. 40 C.F.R. Parts 258 *et seq.*
    - c. 40 C.F.R. Part 761
    - d. 40 C.F.R. Parts 122-124
  - 3. Occupational Safety and Health Administration (OSHA):
    - a. OSHA Worker Protection Standards, Title 29 C.F.R. Part 1926.58, Construction Standards and 29 C.F.R. 1910.1001 General Industry Standard
    - b. OSHA, 29 C.F.R. Part 1926.1101, Construction Standards for Asbestos

- c. OSHA, Lead Exposure in Construction: Interim Final Rule, 29 C.F.R. 1926.62
- d. National Emission Standard for Hazardous Air Pollutants, Title 40 C.F.R. Part 61
- e. Asbestos Hazardous Emergency Response Act, Title 40 C.F.R. 763
- 4. Department of Transportation:
  - a. Title 49 C.F.R. 173.1090
  - b. Title 49 C.F.R. 172
  - c. Title 49 C.F.R. 173
  - d. DOT, HM 181 and MH126f
- C. State of California Requirements:
  - 1. Statutory Law:
    - a. The Carpenter-Presley-Tanner Hazardous Substance Account Act, Health & Safety Code, Sections 25300 *et seq.*
    - b. Health and Safety Code, Section 25359.4
    - c. Hazardous Waste Control Law, Health & Safety Code, Sections 25100 *et seq.*
    - d. Porter-Cologne Water Quality Control Act, Water Code, Sections 13000 *et seq.*
    - e. Health and Safety Code, Sections 25915-25924
    - f. California Labor Code Chapter 6, including, without limitation, Sections 6382, 6501.5-6501.9, 6503.5, 9021.5, 9080
    - g. Business and Professions Code, including without limitation, Sections 7058.5, 7065.01, 7118.5
    - h. Underground Storage of Hazardous Substance Act, Health and Safety Code, Sections 25280 *et seq.*
    - i. Petroleum Underground Storage Tank Cleanup, Health and Safety Code, Sections 25299.10 *et seq.*
    - j. Safe Drinking Water and Toxic Enforcement Act of 1986, Health & Safety Code, Sections 25249.5 *et seq.* (Proposition 65)
    - k. Above Ground Petroleum Storage Act, Health and Safety Code, Sections 25270 *et seq.*
    - l. Hazardous Materials Release Response Plans and Inventory, Health and Safety Code, Chapter 6.95
  - 2. Administrative Code and Regulations:
    - a. Title 22 CCR Division 4.5, Environmental Health Standards for the Management of Hazardous Waste, Sections 6600 *et seq.*
    - b. Cal/OSHA Worker Protection Standards, Title 8 CCR, Sections 1529, 5208
    - c. Title 8 CCR, Section 1532.1, Lead in Construction
    - d. Title 23 CCR, Sections 2610 *et seq.*
  - 3. Local Agency Requirements:
    - a. Bay Area Air Quality Management District, Fugitive Dust Rules
    - b. Bay Area Air Quality Management District Regulation 11-2-303
    - c. State Water Resource Control Board, General Construction Activity Stormwater Permit Requirements (Order 92-OS DWQ)
  - 4. Local Agency Requirements:
    - a. Woodside Fire Dept, Cañada College
    - b. San Mateo Fire Department, College of San Mateo
    - c. San Bruno Fire Dept. Skyline College

END OF SECTION