



State of Utah

GARY R. HERBERT  
Governor

GREG BELL  
Lieutenant Governor

Department of  
Environmental Quality

Amanda Smith  
Executive Director

DIVISION OF AIR QUALITY  
Bryce C. Bird  
Director

DAQA-618-13

August 7, 2013

Trent Brown  
Academia West  
352 North Flint Street  
Kaysville, UT 84037

Dear Mr. Brown:

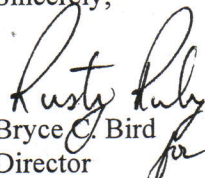
Re: Review of AHERA Management Plan

The Asbestos Hazard Emergency Response Act (AHERA) management plan submitted to the Utah Division of Air Quality (DAQ) has been reviewed. The following AHERA management plan has been accepted by the DAQ:

<u>AHERA Management Plan</u>	<u>Date Plan Received</u>	<u>Date Plan Accepted</u>
Ogden Preparatory Academy Elementary	July 29, 2013	August 5, 2013

If you have any questions regarding this letter, please contact Robert Ford at (801) 536-4451 or at [rwford@utah.gov](mailto:rwford@utah.gov).

Sincerely,

  
Bryce C. Bird  
Director

BCB:AR:bt

Enclosure: Management Plan Review Checklist

AHERA MANAGEMENT PLAN REVIEW CHECKLIST

UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY  
DIVISION OF AIR QUALITY  
195 North 1950 West, 4th Floor  
P. O. Box 144820  
Salt Lake City, Utah 84114-4820

Ogden Preparatory Academy  
1415 Lincoln Avenue  
Ogden, Utah 84401

Property of Ogden Preparatory Academy  
1415 Lincoln Avenue  
Ogden, Utah 84401  
Local Education Agency

Ogden Preparatory Academy (built 2013)  
School or Facility

Reviewer  
Ann Rosser

Date  
August 5, 2013

Phone Number  
801-536-4424

Please note that the correct and complete Asbestos Hazard Emergency Response Act (AHERA) Management Plans are ultimately the responsibility of the Local Education Agency (LEA). We hope that the Utah Division of Air Quality (DAQ) comments contained in this review will be helpful in meeting the AHERA requirements. U. S. Environmental Protection Agency (USEPA) correspondence emphasizes, "States may want to note in their correspondence with an LEA, that even if an LEA's management plan is not disapproved, USEPA may still determine after a subsequent on-site enforcement inspection that an LEA is violating the AHERA regulations".

REVIEW DETERMINATION

The AHERA Management Plan for the school or facility named above is:

\_\_\_\_\_ Disapproved  X  Accepted

PLEASE TAKE NOTE OF FOLLOWING COMMENTS

CRITICAL ITEMS - RESPONSE TO THE UTAH DIVISION OF AIR QUALITY IS REQUIRED:

If your AHERA Management Plan has been disapproved, it is because material required to comply with the AHERA regulation is either missing or deficient. You are required to make the indicated corrections to the management plans currently on file at the individual school as well as the district office. In addition, you are required to send a copy of the corrected pages(s) to the DAQ. The AHERA regulation requires that these corrections and revisions be sent to us within 30 days. An extension of up to 90 days may be granted upon written request.

Item(s) that need revision are marked with either an "M" (missing) or a "D" (deficient). Item(s) marked "A" (adequate) are acceptable to the DAQ and no further action is required by the school district. Item(s)

left blank are not required for this management plan and no further action is required by the school district. The following item(s) have been identified:

\_\_\_\_\_ HOMOGENEOUS AREAS

Comments:

\_\_\_\_\_ INSPECTION AND SAMPLING

Comments:

\_\_\_\_\_ ASSESSMENT

Comments:

\_\_\_\_\_ RESPONSE ACTION

Comments:

\_\_\_\_\_ IMPLEMENTATION SCHEDULE

Comments:

\_\_\_\_\_ ACCREDITATION

Comments:

\_\_\_\_\_ OTHER

Comments:

OTHER MANDATORY ITEM(S) - RESPONSE TO THE UTAH DIVISION OF AIR QUALITY IS REQUIRED

This/These item(s) is/are also required by the AHERA regulation and is/are either missing, deficient, or adequate. If you are required to make corrections to the management plan, please remember to change the plan on file at your district office and at the individual school. It is not necessary to send corrected copies to our office.

Item(s) that need revision are marked with either an "M" (missing) or a "D" (deficient). Item(s) marked "A" (adequate) are acceptable to the DAQ and no further action is required by the school district. Item(s) left blank are not required for this management plan and no further action is required by the school district. The following item(s) have been identified:

- I. A A signed statement by an architect or project engineer responsible for the construction of a new school building built after October 12, 1988, or an accredited inspector, that no asbestos containing building materials (ACBM) were specified as a building material in any construction document for the building, or to the best of his or her knowledge, no ACBM was used as a building material in the building.

Comments: Please be advised that facilities constructed after October 12, 1988, are required to state the address and the year the facility was constructed. Also, facilities that are not required to develop a management plan are still required to have a designated person and to conduct the annual notification to parents, teachers, and employee organizations. Records of these notices are still required to be maintained with the letter from the architect, which serves as a management plan.



July 24, 2013

To Whom It May Concern:

This letter is in regard to the Ogden Preparatory Academy Elementary located at 1415 Lincoln Ave, Ogden, UT 84401, completed in July 2013. To the best of our knowledge no asbestos containing materials were specified in the plans or used in the construction of this school.

Regards,



Joshua R. Jensen, P.E., S.E.

Silver Peak Engineering / James O. Chamberlin Associates

**AHERA MANAGEMENT  
PLAN COVER SHEET**

LEA: OGDEN PREPARATORY ACADEMY  
ADDRESS: 1415 LINCOLN AVE. OGDEN UT 84401  
PHONE: (801) 627-2066

MANAGEMENT PLAN SUBMISSION:     ORIGINAL     RESUBMITTAL     NEW BUILDING

LIST OF DOCUMENTS ATTACHED:

- |   |  |
|---|--|
| <input type="checkbox"/> SCHOOL BUILDINGS                                   | <input checked="" type="checkbox"/> ASSESSMENT OF MATERIALS  |
| <input type="checkbox"/> PREVENTIVE MEASURES AND RESPONSE ACTIONS SCHEDULED | <input type="checkbox"/> DESCRIPTION OF EACH SAMPLE AREA     |
| <input type="checkbox"/> RESPONSE ACTIONS RECOMMENDED                       | <input type="checkbox"/> DETERMINATION OF SAMPLING LOCATIONS |
| <input type="checkbox"/> OPERATIONS AND MAINTENANCE PLANS                   | <input type="checkbox"/> BULK SAMPLE ANALYSIS FORM           |
| <input type="checkbox"/> PERIODIC SURVEILLANCE PLAN                         | <input type="checkbox"/> RESOURCES NEEDED                    |
| <input type="checkbox"/> REINSPECTION PLAN                                  | <input checked="" type="checkbox"/> STEPS TO INFORM OTHERS   |

LEA AHERA DESIGNEE

NAME TRENT BROWN                      NAME OF TRAINING COURSE NA  
MAILING ADDRESS 352 NORTH FLINT ST      DATE OF COURSE \_\_\_\_\_      TOTAL HOURS \_\_\_\_\_  
KAYSVILLE UT 84037                      NAME OF TRAINING PROVIDER \_\_\_\_\_


MANAGEMENT PLANNER

NAME \_\_\_\_\_                      SIGNATURE \_\_\_\_\_                      DATE \_\_\_\_\_  
ACCREDITATION NUMBER \_\_\_\_\_      AGENCY \_\_\_\_\_

FOR PERSONS WHO PERFORMED INSPECTIONS AND RECOMMENDED DESIGNER CARRY OUT RESPONSE ACTIONS (EXCEPT FOR OPERATIONS AND MAINTENANCE) THE LOCAL EDUCATION AGENCY USED OR WILL USE PERSONS WHO HAVE BEEN ACCREDITED BY A STATE WHICH HAS ACCEPTED A CONTRACTOR ACCREDITATION PLAN UNDER SECTION 206(B) OF TITLE II OF THE ACT OR IS ACCREDITED BY AN EPA APPROVED COURSE UNDER SECTION 206(C) OF TITLE II OF THE ACT. IN ADDITION, THE LEA HAS CONSIDERED WHETHER ANY CONFLICT OF INTEREST MAY ARISE FROM THE INTERPRELATIONSHIP AMONG ACCREDITED PERSONNEL, SUCH AS ABATEMENT ACTIVITIES BEING PERFORMED BY AN INSPECTOR OR MANAGEMENT PLANNER AND WHETHER THAT SHOULD INFLUENCE THE SELECTION OF ACCREDITED PERSONNEL TO PERFORM ACTIVITIES UNDER THIS AHERA (ASBESTOS HAZARD EMERGENCY RESPONSE) PROGRAM.

THE SIGNATURES BELOW CERTIFY THAT THE GENERAL LOCAL EDUCATIONAL AGENCY (LEA) RESPONSIBILITIES, AS STIPULATED BY PART 763.84 HAVE BEEN MET OR WILL BE MET.

SIGNATURE  \_\_\_\_\_  
LEA AHERA DESIGNEE

SIGNATURE  \_\_\_\_\_  
LEA SUPERINTENDENT

DATE JULY 29, 2013                      AMIE CAMPBELL  
TYPED NAME OF SUPERINTENDENT

FOR REVIEWING AGENCY USE ONLY

- ACCEPTED  
 RETURNED FOR REASONS STATED BELOW

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

July 29, 2013

Dear parents, teachers, and employees:

In 1986, Congress passed the Asbestos Hazard Emergency Response Act (AHERA). AHERA is a provision of the Toxic Substances Control Act. It requires that local education agencies (LEA) such as Ogden Preparatory Academy inspect for asbestos-containing building materials, prepare and maintain up-to-date AHERA Management Plans, and notify occupants of the plan on a yearly basis. This is an effort to prevent the exposure of asbestos to the occupants of our school building.

Our architects and builders have certified that no asbestos containing materials were used in the construction of the Ogden Preparatory Academy building; therefore, no asbestos containing materials were identified. We continue to be alert to ensure that suspected asbestos-containing materials do not pose a hazard to our students and staff.

Ogden Preparatory Academy's AHERA Management plan is available for review in the main office and has been submitted to the Utah Department of Environmental Quality/ Division of Air Quality.



Ann Rosser &lt;arosser@utah.gov&gt;

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## AHERA Plan for new Ogden Prep Academy Building

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Trent Brown <trent@academicawest.com>  
To: "arosser@utah.gov" <arosser@utah.gov>

Mon, Jul 29, 2013 at 4:42 PM

Ann,

I hope all is well with you! I've attached an updated plan for Ogden Preparatory Academy (OPA). OPA has consolidated into one area from their previous situation. The buildings are brand new and recently completed. They have recently taken occupancy and will now only be at this location. They have vacated the other two buildings on Grant and 22nd street Ogden. Please update your files accordingly and let me know if you need anything further.




I will be sending in Leadership Learning Academy's AHERA plan as soon as I have signatures so watch for it soon.

Thank you!

Trent

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### 3 attachments

-  **OPA NEW Cover Sheet.pdf**  
120K
-  **OPA Letter 07-24-2013.pdf**  
49K
-  **OPA AHERA Parent Notification.docx**  
65K