

## NDEE Section 128(a) Asbestos Cleanup Application Assistant

This document provides line-by-line instructions to complete a Section 128(a) Asbestos Cleanup Application Form. If the information is unknown or it does not apply, please insert "Unknown" or "N/A" on the application. If you need additional assistance in completing the application, please contact the Brownfields Coordinator at (402) 471-6411. Please note the property must be owned by the applicant before the application can be approved.

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FACILITY/OPERATION INFORMATION
<p><b>NDEE ID:</b> (To be completed by NDEE)</p> <p><b>NDEE Program ID:</b> (To be completed by NDEE)</p> <ol style="list-style-type: none"><li>1. <b>Name:</b> Insert name of the facility being cleaned up (e.g., Palm View Elementary School).</li><li>2. <b>Facility Phone Number:</b> Enter the phone number for the facility, if available.</li><li>3. <b>NAICS:</b> Enter the NAICS code for the facility. NAICS stands for North American Industry Classification System. A list of NAICS codes for various commercial and industrial activities can be found at the following website. <a href="https://www.census.gov/eos/www/naics/">https://www.census.gov/eos/www/naics/</a></li></ol>
FACILITY/OPERATION LOCATION INFORMATION
<ol style="list-style-type: none"><li>4. <b>Address:</b> Enter the address for the physical location of the property being cleaned up. <b>PID:</b> Enter the county Parcel Identification Number for the property being cleaned up.</li><li>5. <b>City:</b> Enter the city where the property being cleaned up is located. <b>Zip Code:</b> Enter the zip code where the property being cleaned up is located. <b>County:</b> Enter the county where the property being cleaned up is located.</li><li>6. <b>Legal Description:</b> Enter the Public Land Service System legal description for the property being cleaned up. (For example: NE ¼ of the SW ¼ of the SE ¼ of Section 19, Township 10 N, Range 7 E.) This information can be found on the applicable county assessor website.</li></ol>
FACILITY/OPERATION MAILING INFORMATION
<ol style="list-style-type: none"><li>7. <b>Address:</b> Enter the mailing address for the facility if different from the physical location address.</li><li>8. <b>City:</b> Enter the mailing address city for the facility if different from the physical location. <b>State:</b> Enter the mailing address state for the facility if different from the physical location. <b>Zip Code:</b> Enter the mailing address zip code for the facility if different from the physical location.</li></ol>
FACILITY/OPERATION CONTACT INFORMATION
<ol style="list-style-type: none"><li>9. <b>Person:</b> Enter the name of the current site owner or operator.</li><li>10. <b>Phone number:</b> Enter the phone number of the current site owner or operator.</li><li>11. <b>Cell Number:</b> Enter the cellular number of the current site owner or operator.</li><li>12. <b>Fax number:</b> Enter the fax number of the current site owner or operator.</li><li>13. <b>E-mail Address:</b> Enter the e-mail address of the current site owner or operator.</li></ol>

#### 14. Certification Statement

- Check the first box indicating that the application has been completed and reviewed by the signatory.
- Check the second box indicating the applicant/signatory understands and agrees to abide by the three bulleted items. Certification must be received from the Nebraska State Historical Society that the project will not alter any eligibility for listing on the National Register of Historic Places.

**Typed or Printed Name(s) of Authorized Individual(s):** Print applicant/signatory name(s).

**Title:** List applicant/signatory professional title(s).

**Signature of Authorized Individual:** Sign application.

**Date:** Indicate the date application was signed.

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All recipients of federally funded subawards must obtain a DUNS (Data Universal Numbering System) number. A DUNS number is a unique entity identifier and can be attained free of charge at <http://fedgov.dnb.com/webform>. The applicant must also register with the System for Award Management (SAM) at <http://www.sam.gov>. The applicant name must match the registered name in both SAM and DUNS.

**Applicant Name:** Enter the name of the community/organization applying for the cleanup.

**DUNS #:** Enter the applicant's Data Universal Numbering System number.

**Address:** Enter the mailing address for the applicant above.

**City:** Enter the city where the applicant is located.

**State:** Enter the state where the applicant is located.

**Zip:** Enter the zip code where the applicant is located.

**Contact Person:** Enter the name of the contact person representing the applicant.

**Phone:** Enter the contact person's office phone number.

**Cell Phone:** Enter the contact person's cellular phone number.

**E-mail:** Enter the contact person's e-mail address.

**Date Registered with SAM.gov:** Enter the date the applicant registered with the sam.gov website.

**National Historic Register:** Certification from the Nebraska State Historical Society that the property is not on or eligible for the National Register of Historic places is required prior to commencement of asbestos cleanup activities. Check the box indicating that the required documentation is submitted with the application. If it is not submitted, provide an explanation in the space provided.

**PROPERTY OWNERSHIP:** Proof of property ownership by an eligible applicant (local government, non-profit, other public entity, etc.) is required prior to approval of the application.

- Check the box indicating the type of documentation that is submitted with the application.
- Check the box indicating how the applicant obtained ownership of the property.
- Insert the date the property was obtained by applicant.
- Indicate the nature of the ownership (e.g., fee simple).
- List the name from whom the property was acquired.
- List the names of past owners/operators you have had any familial, contractual, corporate, or financial relationship/affiliation with.

**ADDITIONAL PROPERTY LOCATION INFORMATION:**

**Latitude:** Enter the latitude of the approximate center of the property being cleaned up.

**Longitude:** Enter the longitude of the approximate center of the property being cleaned up.

Attach a copy of a legal plat map and/or other map(s), if available. You may also include the property print out from the applicable county assessor website.

**PROPERTY ZONING:** Indicate the property zoning (i.e., industrial, commercial, residential, etc.). This information can be found on the applicable county assessor website.

**TOTAL ACREAGE OF PROPERTY:** Indicate the total size of the property in acres.

**PAST PROPERTY USES (type of manufacturing, operation, etc.):** In the spaces provided, list known past uses of the property and the approximate dates of that operation. For example:

<b>Filling Station</b>	<b>1940-1960</b>
<b>Auto Repair Shop</b>	<b>1960-1980</b>
<b>Apartments</b>	<b>1980-2000</b>
<b>Storage Building</b>	<b>2000 – present</b>

**BUILDINGS BEING CLEANED UP:** In the spaces provided, please list the buildings proposed for asbestos cleanup, the square footage of the building(s), and the condition of the building(s). For example:

<b>Main Shop</b>	<b>2800 sq ft</b>	<b>Useable, good frame</b>
<b>Storage Shed</b>	<b>800 sq ft</b>	<b>Poor Condition</b>

**DESCRIBE PUBLIC INTEREST AND/OR COMMUNITY INVOLVEMENT IN PROPERTY REUSE PLANNING:** In this section, describe any interest the public has in seeing this property redeveloped and/or why the applicant is requesting the cleanup. Has the property been a topic of conversation at board meetings? Has the applicant conducted community wide outreach? If so, what has the response been from the public? The following are some examples:

**“Our village would like to raze the current structure to make a shovel ready site to attract businesses.”**  
**“The property is an eyesore and visible from the highway, painting a negative image for our community. The local residents want to see the structure demolished or redeveloped to improve community pride.”**

**ANTICIPATED FUTURE USE:** Check the box that is applicable to planned future use.

**DESCRIBE APPLICANT’S PROPOSED REUSE PLAN:** In this section, describe the anticipated future use in more detail. For example, **“The site will be redeveloped into a new community center.”**

**DESCRIBE ANY FINANCIAL INCENTIVES PLANNED TO SPUR DEVELOPMENT AND/OR CLEANUP AND PROPOSED FUNDING SOURCES (tax incentives, etc.):** In this section, list any proposed financial plans or resources to assist with project development. This can include tax credits, TIF programs, grant applications, CDBG funds, donations, other government resources, etc.)

**IS THERE ANY REASON TO BELIEVE THE PROPERTY IS CONTAMINATED WITH:** Check the appropriate box if applicant has any knowledge of historical activities that may have caused a release to the environment. If applicant is unsure, select the "Unknown" box.

**DESCRIBE/LIST SUSPECTED CONTAMINANTS/ENVIRONMENTAL CONCERNS:** In this section, describe the suspected environmental concerns in more detail. For example:

**"The site used to be a gas station in the 1960s so there could be a petroleum release."**

**DID APPLICANT:**

**(1) GENERATE OR DISPOSE OF ANY OF THE CONTAMINANTS?** Select appropriate box.

**(2) OWN THE PROPERTY WHEN CONTAMINATION OCCURRED?** Select appropriate box.

**(These questions include the asbestos contamination.)**

IS APPLICANT AWARE OF ANY FEDERAL, STATE, OR LOCAL AGENCY INQUIRY OR ORDER REGARDING ANY PARTY'S RESPONSIBILITY FOR CONTAMINATION OR HAZARDOUS WASTE AT THE PROPERTY? Select appropriate box. If "Yes" is selected, list the known regulatory agency or public office that was investigating the site.

BRIEFLY DESCRIBE INVOLVEMENT/ROLE OF AGENCY IN ENFORCEMENT AND/OR OVERSIGHT OF THE INQUIRY OR ORDER: In this section, expand on any knowledge applicant may have of the previously known inquiry or order. For example:

**"The site is subject to a Corrective Action Permit through the NDEE RCRA Program."**

**"The EPA Superfund Program conducted a Preliminary Site Assessment at the site back in the 1990s to investigate contaminants in underlying groundwater."**

**"The State Fire Marshal was on site to inspect an underground petroleum storage tank."**

**PRIOR PROPERTY/SITE ASSESSMENT ACTIVITIES:** Select appropriate box. If a previous Environmental Site Assessment has been completed for the property, briefly summarize the findings/conclusions in this section. Alternatively, the applicant can submit a copy of the "Conclusions" section of the report with the application.

IF REPORTS ARE UNAVAILABLE, IDENTIFY CONSULTANT, CLIENT, AND APPROXIMATE DATE OF STUDY: In this section, list the name of the environmental consultant, the client, and the date of study (if known) if applicant does not have a copy of any previously completed environmental assessment reports. For example:

**"A Phase I Environmental Assessment was completed by Terracon for the City of Omaha in March 2018."**

**PROPERTY/SITE ASSESSMENT NEEDS**

DESCRIBE DIFFICULTIES RELATED TO PERCEIVED CONTAMINATION THAT HAVE HINDERED REUSE OF THE PROPERTY: In this section, list any recognized barriers to the property's redevelopment. For example:

**"The building is an eyesore and the village would like to demolish it; however, it cannot be demolished until all asbestos is removed."**

**SUBMIT COMPLETED FORMS TO:**

Submit the complete application to the Brownfields Coordinator. Electronic copies are accepted.

Brownfields Coordinator  
Monitoring and Remediation Division  
Nebraska Department of Environment and Energy  
PO Box 98922  
Lincoln, NE 68509-8922  
Phone: (402) 471-6411  
E-mail: [ndeq.vcpbrownfields@nebraska.gov](mailto:ndeq.vcpbrownfields@nebraska.gov)