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- (2) Fence the perimeter of the site in a manner adequate to deter access by the general public.
 - (3) Upon request and submission of appropriate information, the director will determine whether a fence or a natural barrier adequately deters access by the public.
 - (4) When requesting a determination on whether a natural barrier adequately deters public access, supply information enabling the director to determine whether a fence or a natural barrier adequately deters access by the general public.
- (C) The owner or operator may use an alternative control method that has received prior approval of the director rather than comply with the requirements of paragraph (A) or (B) of this rule.
- (D) Each owner or operator of an inactive asbestos waste disposal site shall notify the director in writing at least forty-five days prior to excavating or otherwise disturbing or removing any asbestos-containing waste material. If the excavation will begin on a date other than the one contained in the original notice, notice of the new start date must be provided to the director at least ten working days before excavation begins. In no event shall excavation begin earlier than the date specified in the original notification. Each owner or operator shall include the following information in the notice:
- (1) Scheduled starting and completion dates.
 - (2) Reason for disturbing the waste.
 - (3) Procedures to be used to control emissions during the excavation, storage, transport, and ultimate disposal of the excavated asbestos-containing waste material. If deemed necessary, the director may require changes in the emission control procedures to be used.
 - (4) Location of any temporary storage site including names and address(es) and the final disposal site.
- (E) Within sixty days of a site becoming inactive and after November 20, 1990, record a notation of the presence of asbestos-containing waste material on the deed to the facility property and on any other instrument that would normally be examined during a title search; this notation will, in perpetuity, notify any potential purchaser of the property that:
- (1) The land has been used for the disposal of asbestos-containing waste material;
and

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- (2) The survey plot and record of the location and quantity of asbestos-containing waste disposed of within the disposal site required in paragraph (C)(2) of rule 3745-20-06 of the Administrative Code has been filed with the director; and
- (3) The site is subject to ~~Chapter 3745-20 of the Administrative Code~~ [this chapter](#) - and 40 CFR Part 61, Subpart M.