



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



C. HEIDI GREYHER
DIRECTOR

November 27, 2018

Mr. Gary Gallagher
G. Gallagher Builder Incorporated
312 Garfield Street
Carson City, Michigan 48811

Mr. Kevin Murphy
Carson City – Crystal Area Schools
213 East Sherman Street
Carson City, Michigan 48811

SRN / ID: U591810306, Montcalm County

Dear Mr. Gallagher & Mr. Murphy:

VIOLATION NOTICE

On November 20, 2018, the Department of Environmental Quality (DEQ), Air Quality Division (AQD) performed an asbestos inspection located approximately at 116 East Sherman Street, Carson City, Montcalm County, Michigan. The purpose of this inspection was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations, Part 61, Subpart M (National Emission Standard for Asbestos), and Rule 942 of Part 55, Air Pollution Control of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451).

According to our investigation, G. Gallagher Builder Incorporated was the operator who conducted the demolition activities, and Carson City – Crystal Area Schools is the property owner of the address mentioned above. The National Emission Standard for Asbestos holds the owner and operator liable for all violations.

During the investigation staff observed the following:

The structure had been partially demolished, and some debris was still on site. After discussions with a demolition company employee and the school superintendent, it was determined that an asbestos inspection was not performed and a 10-working day notification was not submitted before demolition work started.

Process Description	Section Violated	Comments
Demolition of subject structures with no asbestos survey and no 10-day notification was submitted prior to demolition.	§61.145(b)(1)	Failure to provide 10-working day notification.
	§61.145(a)	Failure to thoroughly inspect.

Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by December 18, 2018, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) the violations occurred; an explanation of the causes and duration of the violations; whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations, and the date(s) by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The signed written response from the owner and operator to this violation notice, may be submitted by mail and directed to my attention at: DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. You must also include a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at: DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. The response may be scanned and emailed to brownj9@michigan.gov *and* camillerij@michigan.gov.

If you believe the above observations or statements are inaccurate or do not constitute a violation of the applicable legal requirements cited, please provide appropriate factual information to explain your position.

Thank you for your attention to resolving the violation cited above and for the cooperation extended to me during our conversation. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-599-7825; brownj9@michigan.gov; or the post office box address provided in the paragraph above.

Sincerely,



Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

cc: Ms. Mary Ann Dolehanty, DEQ
Dr. Eduardo Olaguer, DEQ
Mr. Christopher Ethridge, DEQ
Ms. Heidi Hollenbach, DEQ
Ms. Jenine Camilleri, DEQ
Ms. Karen Kajiya-Mills, DEQ