



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



C. HEIDI GREYER
DIRECTOR

October 4, 2017

Mr. Scott Ireland, Construction Manager
Frankenmuth Credit Union
580 North Main Street
Frankenmuth, Michigan 48734

Mr. George Hagen
Hagen Excavating Company, LLC
5805 Indiantown Road
Saginaw, Michigan 48601

SRN / ID: U731707600; Saginaw County

Dear Mr. Ireland and Mr. Hagen:

VIOLATION NOTICE

On September 27, 2017, the Michigan Department of Environmental Quality (MDEQ), Air Quality Division, performed an asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants) complaint investigation at 111 South Main Street, Freeland, Saginaw County. The purpose of this investigation 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 my investigation, Frankenmuth Credit Union owns the subject commercial facility and Hagen Excavating Company, LLC performed the demolition activities at this property. The demolition took place on or about the week of September 21, 2017. The National Emission Standard for Asbestos holds both the owner and operator equally liable for the violations.

During the investigation, MDEQ-AQD staff Craig Dechy and Jeremy Brown observed the following:

The former commercial property was demolished and the site was graded. The liable parties had failed to provide a 10-working day notice to the administrator prior to any demolition activities.

Process Description	Section Violated	Comments
Complainant was concerned regarding the demolition, which was not notified for. The subject facility located at 111 South Main Street; Freeland, Saginaw County, was demolished upon arrival.	40 CFR 61.145 (b)(3)(i)	Failure to provide the administrator with written notice.

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by October 25, 2017, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) the violation occurred; an explanation of the causes and duration of the violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation, and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The signed written response to this violation notice may be submitted by mail and directed to my attention at; DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909 or scanned and emailed as an attachment to me at; dechyc@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 the cooperation that was extended to me during our phone and email conversations. If you have any questions regarding this violation notification or the actions necessary to bring this facility into compliance, please feel free to contact me at 517-749-2891; dechyc@michigan.gov; or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Craig Dechy
Environmental Quality Analyst
Air Quality Division

cc: Ms. Lynn Fiedler, MDEQ
Ms. Mary Ann Dolehanty, MDEQ
Mr. Christopher Ethridge, MDEQ
Mr. Chris Hare, MDEQ
Mr. Thomas Hess, MDEQ
Ms. Karen Kajiya-Mills, MDEQ