



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY

LANSING

EGLE
LIESL EICHLER CLARK
DIRECTOR

June 1, 2021

NEXT DAY UPS DELIVERY

Mr. Tyler Royce
403 US-131
White Pigeon, Michigan 49099

SRN/ID: U752102615; Saint Joseph County

Dear Mr. Royce:

VIOLATION NOTICE

On May 25, 2021, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) performed an asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants) inspection at 115 South Kalamazoo Street and 117 South Kalamazoo Street, White Pigeon, Saint Joseph County. The purpose of this inspection was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations (40 CFR), 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.

According to my investigation, Mr. Tyler Royce owns the subject property and self-performed the demolition activities. The National Emission Standard for Asbestos holds both the *owner and operator* equally liable for any violations.

During the inspection, staff observed the following:

The adjoining subject facilities had been demolished the previous week without a 10-day notification of intent to demolish or an asbestos survey. Demolition debris remained on-site, and a stop work order had been placed on the project by the permitting agency.

Process Description	Section Violated	Comments
On 5/25/21, staff performed a demolition inspection at 115 & 117 S. Kalamazoo St., White Pigeon. During the inspection, staff observed a pile of demolition debris from the two adjoining subject facilities. Neither a notification of intent to demolish, nor an asbestos survey were completed.	40 CFR 61.145 (a) 40 CFR 61.145 (b)(1)	Failure to thoroughly inspect for asbestos. Failure to provide 10 working day notification.

VIOLATION NOTICE

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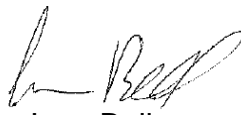
Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by June 22, 2021, (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the 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 dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

Please submit the signed written response to Mr. Ivan Bell at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or scan and email as an attachment to me at Belli@Michigan.gov and submit a copy to Mr. Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or WolfJ2@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 violations cited above and for the cooperation that was extended to me during our phone and email conversations. If you have any questions regarding the violation notification or the actions necessary to bring this facility into compliance, please feel free to contact me at 517-582-0535; Belli@Michigan.gov; or EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Ivan Bell

Environmental Quality Analyst
Air Quality Division

cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Mr. Christopher Ethridge, EGLE
Mr. Rex Lane, EGLE
Ms. Karen Kajiya-Mills, EGLE
Mr. Jason Wolf, EGLE