



DEQ-AQD

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SAGINAW BAY

January 24, 2017

Ms. Gina McCann
Michigan Department of Environmental Quality
Air Quality Division
401 Ketchum Street, Suite B
Bay City, Michigan 48708

Re: Response to the January 10, 2017 Violation Notice
City of Midland Landfill

Ms. McCann:

On January 10, 2017 you sent the City of Midland a Violation Notice related to an inspection on November 29, 2016. The concern was the lack of advanced notice to MDEQ prior to excavating in areas known to contain asbestos-containing materials.

Under separate response to Mr. Gary Schwerin of MDEQ dated January 5, 2017, and briefly mentioned in my December 16, 2016 letter to you, I outlined a subsurface smoldering waste issue that occurred beginning January, 2016, ending January 9, 2016. To combat the issue, we excavated material to find the source. We applied water to all waste during the process due to the heat concern, which would also be protocol for asbestos-containing waste excavation. All waste, including asbestos-containing materials from the area, were placed back into the excavated area and buried.

Due to the inability to foresee a subsurface smoldering waste issue, it was not feasible to provide 45 days of advanced notice. In hindsight, however, it would have been appropriate for us to contact your office during the excavation event.

Going forward we will be sure to notify MDEQ in advance wherever possible. In the event of an emergency requiring immediate attention, we will alert your office promptly.

If you have any questions concerning this matter, please feel free to contact me at (989) 837-6989. You are welcome to share this response as needed, as I did not copy your cc: list.

Sincerely,

Scott O'Laughlin
City of Midland Landfill Superintendent

Cc: Joseph Sova, City of Midland Utilities Director