



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
CADILLAC DISTRICT OFFICE



DANIEL EICHINGER
ACTING DIRECTOR

March 2, 2023

Chuck Varner, Chairman
Montmorency-Oscoda-Alpena Solid Waste Management Authority
P.O. Box 13
6751 Landfill Road
Atlanta, Michigan 49709

SRN: N8248, Montmorency County

Dear Chuck Varner:

VIOLATION NOTICE

On February 8, 2023, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Montmorency-Oscoda-Alpena Solid Waste Management Authority located at 6751 Landfill Road, Atlanta, Michigan. The purpose of this inspection was to determine Montmorency-Oscoda-Alpena Solid Waste Management Authority compliance with the requirements of the federal Clean Air Act; Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); the Air Pollution Control Rules; and the conditions of Renewable Operating Permit (ROP) number MI-ROP-N8248-2020a.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EUASBESTOS	Monitoring/Recordkeeping SC VI.2	The permittee shall maintain, until closure, records of the location, depth and area, and quantity in cubic meters (cubic yards) of asbestos-containing waste material within the disposal site on a map or diagram of the disposal area storage.

This process is also subject to the federal National Emission Standards for Hazardous Air Pollutants (NESHAP) for the National Emission Standard for Asbestos. These standards are found in Title 40 of the Code of Federal Regulations, Part 61, Subpart M, specifically 40 CFR 61.154(f).

During this inspection, Montmorency-Oscoda-Alpena Solid Waste Management Authority was unable to produce records of the depth the asbestos-containing waste material was buried in the disposal area storage.. This is a violation of the recordkeeping specified in Special Condition (SC) VI.2 of ROP number MI-ROP-N8248-2020a.

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The condition of ROP number MI-ROP-N8248-2020a requires records of the location, depth and area, and quantity in cubic meters (cubic yards) of asbestos-containing waste material within the disposal site on a map or diagram of the disposal area storage.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by March 27, 2023 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates 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 recurrence.

Please submit the written response to EGLE, AQD, Cadillac District, at 120 West Chapin Street, Cadillac, Michigan 49601 and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Montmorency-Oscoda-Alpena Solid Waste Management Authority believes the above observations or statements are inaccurate or do not constitute violations 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 that was extended to me during my inspection of Montmorency-Oscoda-Alpena Solid Waste Management Authority. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Caryn Owens
Senior Environmental Engineer
Air Quality Division
231-878-6688

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Shane Nixon, EGLE
Phil Roycraft, EGLE