



GRETCHEN WHITMER  
GOVERNOR

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



PHILLIP D. ROOS  
DIRECTOR

August 5, 2024

VIA USPS

Stephen Pitsch  
Pitsch Companies  
Demolition Contractors  
675 Richmond NW  
Grand Rapids, Michigan 49504

Jody Hill  
Post Foods  
600 East Michigan Avenue  
Suite A  
Kalamazoo, Michigan 49007

ID: U622400121; Calhoun County

Dear Stephen Pitsch and Jody Hill:

**VIOLATION NOTICE**

On July 30, 2024, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted an inspection of a commercial building located at 275 Cliff Street, Battle Creek, Calhoun 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 our investigation, Post Foods is the owner and Demolition Contractors conducted demolition activities at the site. The National Emission Standard for Asbestos (NESHAP) holds the *owner and operator* liable for all violations.

During the investigation staff observed the following:

The subject structure located at 275 Cliff Street was in the process of being demolished. A 10 working-day notification was submitted on July 18, 2024 with a start date of August 1, 2024. According to the general contractor on-site, the demolition was started on July 22, 2024, which is 8 working days before the notification official start date.

Process Description	Section Violated	Comments
Started demolition prior to the date on the notification submitted.	40 CFR §61.145(b)(3)(iv)(C)	Failed to wait the required 10 working days before starting the demolition activities.

Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by August 30, 2024. The written response should

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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 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 operators to this violation notice may be submitted by mail and directed to the attention of Jeremy Howe, Supervisor, Technical Programs Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 and must include a copy to Jason Wolf, Enforcement Unit at the same address. The response may be scanned and e-mailed to [HoweJ1@Michigan.gov](mailto:HoweJ1@Michigan.gov) and [WolfJ2@Michigan.gov](mailto: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 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; e-mail at [BrownJ9@Michigan.gov](mailto:BrownJ9@Michigan.gov); or the post office box address provided in the paragraph above.

Sincerely,



Jeremiah Brown  
Senior Environmental Quality Analyst  
Air Quality Division

cc: Annette Switzer, EGLE  
Christopher Ethridge, EGLE  
Brad Myott, EGLE  
Monica Brothers, EGLE  
Jeremy Howe, EGLE  
Jason Wolf, EGLE