



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

June 12, 2024

VIA E-MAIL

Kurt Bisballe
Bisballe Forest Products, Inc.
477 South 9 Mile Road
Lake City, Michigan 49651

Andy Hiss
True North Energy, LLC
R.W. Mercer Company
2322 Brooklyn Road
Jackson, Michigan 49203

SRN/ID: U722403347; Roscommon County

VIOLATION NOTICE

Dear Kurt Bisballe and Andy Hiss:

On May 28, 2024, 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 5661 West Houghton Lake Drive, Houghton Lake, Roscommon 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, True North Energy, LLC owns the subject property and Bisballe Forest Products, Inc. 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:

Bisballe Forest Products, Inc. was in the process of demolition and loading out debris at 5661 West Houghton Lake Drive, Houghton Lake. Andy Hiss and Kurt Bisballe stated that an asbestos building survey had been completed and all necessary asbestos abatement was completed prior to demolition. However, the Asbestos NESHAP 10-day notification for demolition was not submitted prior to the start of demolition.

Process Description	Section Violated	Comments
On 5/28/24, AQD staff performed a demolition inspection at 5661 West Houghton Lake Dr, Houghton Lake, MI.	40 CFR 61.145 (b)(1)	Failure to provide 10 working day notification prior to demolition.

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Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by July 5, 2024. 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 reoccurrence.

The written response must be submitted to Jeremy Howe, 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. Or the response may be scanned and sent to HoweJ1@Michigan.gov and 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 that was extended to me during our conversations about the site.

Sincerely,



Steven Kidder
Environmental Quality Analyst
Air Quality Division
KidderS@Michigan.gov

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Shane Nixon, EGLE
Jeremy Howe, EGLE
Jason Wolf, EGLE