



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
SAGINAW BAY DISTRICT OFFICE



LIESL EICHLER CLARK  
DIRECTOR

January 2, 2019

Mr. Timothy Church  
Brent Run Landfill  
8335 West Vienna Road  
Montrose, Michigan 48457

SRN: N5987, Genesee County

Dear Mr. Church:

**VIOLATION NOTICE**

On December 3, 2018, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of Brent Run Landfill located at 8335 West Vienna Road, Montrose, Michigan 48457. The purpose of this inspection was to determine Brent Run Landfill's compliance with the requirements of Title 40 of the Code of Federal Regulations (CFR), Part 61, National Emission Standards for Hazardous Air Pollutants (NESHAP), Subpart M and Rule 942 of the administrative rules promulgated under Part 55, Air Pollution Control of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.

During the records review of documents requested after the inspection, staff observed the following:

Process Description	Section Violated	Comments
Asbestos Disposal Manifest Job No. 4158, BRL-18-044; 00100546750.pdf	40 CFR 61.145(e)(1)(iii)	Failure to maintain a waste shipment record with the quantity of asbestos containing waste material in cubic meters (cubic yards).
	40 CFR 61.145(e)(3)	Failure to reconcile the discrepancy between the quantity of waste on the waste shipment records and the quantity actually received.

Specifically, on the above Asbestos Disposal Manifest, it was noted that the space for the estimate cubic yards of waste (number of bags divided by seven plus other containers) was left blank. If this calculation was performed, the amount would have been approximately 14 cubic yards (~378 cubic feet). Under the transporter 2 certification, the estimated amount was 20 cubic yards (540 cubic feet). The landfill certification section was left blank but was signed by the landfill representative on December 7, 2018.

Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by January 23, 2019 (which coincides with 21 calendar days from the date of this letter). The 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 written response to Matt Karl at DEQ, AQD Saginaw Bay District Office, 401 Ketchum Street, Suite B, Bay City, Michigan 48708 or [karlm@michigan.gov](mailto:karlm@michigan.gov) and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or [CamilleriJ@michigan.gov](mailto:CamilleriJ@michigan.gov).

If Brent Run Landfill believes the above observations or statements are inaccurate or do not constitute violations of the applicable legal requirements cited, please provide 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 my inspection of Brent Run Landfill. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Matthew R. Karl  
Environmental Quality Analyst  
Air Quality Division  
989-439-3779

cc: Ms. Mary Ann Dolehanty, DEQ  
Dr. Eduardo Olaguer, DEQ  
Mr. Christopher Ethridge, DEQ  
Ms. Jenine Camilleri, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Mr. Brad Myott, DEQ  
Ms. Michelle Luplow, DEQ