



DEQ-AQD LANSING D.O.

JUN 27 2019

June 24, 2019

EGLE, AQD
c/o Daniel McGeen
Lansing District at Constitutional Hall
525 West Allegan
First Floor South
P.O. Box 30242
Lansing, MI 48909

**Re: SRN P0951, Genesee County
SC Environmental – Violation Notice**

Dear Mr. McGeen,

This letter is in response to the June 4, 2019 Violation Notice issued by the Department of Environmental Quality (DEQ) Air Quality Division relative SC Environmental Services, LLC (“SCES”) at an inspection that occurred on May 10, 2019.

As you are aware, SCES obtained a general permit from the MDEQ on or about 3/21/19 pursuant to the attached General Permit Installation Application Relocation Notice. Pursuant to the inspection performed by the MDEQ, four concrete blocks were obtained for inspection because they appeared to have asphalt coating on the outside. These blocks had not been crushed at the time they were obtained for sampling. Apparently, one of the four samples turned up the presence of asbestos, however, we have not had the opportunity to review or inspect the testing at this point. It is important to note that this material had not been crushed at the time of the inspection. Moreover, it is SCES’ understanding that samples were taken of the crushed materials, however such sampling of those crushed materials did not find the presence of any Asbestos Containing Material (“ACM”). As such, no asbestos containing material was determined to have been crushed.

In an effort to ensure that no asbestos concrete material would be crushed during continued operation, SCES immediately instituted a corrective action program to have a qualified individual, Nathaniel Marsh, inspect the concrete pile as it was taken for loading into the crusher to ensure that no suspected ACM was loaded and crushed. SCES

SC Environmental Services, 701 E South St, Lansing MI 48910

is confident, that at no time was any ACM material crushed at this location. As a result, SCES respectfully requests that this violation notice be withdrawn.


Secondarily, the evaluation notice contained an alleged condition violated relative to the general permit issued because the crusher was within 500 feet of the nearest business. It is important to note that contained within the 500 feet radius of the crusher, both to the north and to the south, are two businesses that engage in rock crushing operations. Therefore, any permits that those businesses have would need to cover the same area. The only potential business within the 500 feet radius that does not crush concrete, is a very old and defunct storage facility to the south, for which there is a question as to whether or not the business is even operational. At no time during the rock crushing operation (again without any evidence that ACM materials were contained in any material that got crushed) did SCES did not observe any activity at this location.

Notwithstanding this fact, to the extent that SCES intends to return and commence crushing at this location in the future, SCE will obtain a site-specific permit as required in your letter.

As is demonstrated from the above, SCES takes these violations seriously and has taken immediate steps to avoid any opportunity for potential ACM materials to be crushed, as well as to function within the regulatory specifications under both a general and/or a site specific permit.

For the reasons stated above, SCES respectfully requests for the DEQ to take no further action for the reasons stated herein.

Sincerely,


John K. Sears
Owner

cc: Ms. Jenine Camilleri, DEQ
Craig Dechy (Via Email at DechyC@michigan.gov)