



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

January 13, 2025

VIA E-MAIL

Mark Sullivan
P.O. Box 544
Harrisville, Michigan 48740

Dave Keyser
Dave Keyser Excavating
1126 South Poor Farm Road
Harrisville, Michigan 48740

SRN/ID: U012500071; Alcona County

Dear Mark and Dave:

VIOLATION NOTICE

On January 2, 2025, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted a complaint investigation at 213 East Main Street, Harrisville, Alcona 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, Mark Sullivan, owns the facility and Dave Keyser Excavating, performed the demolition activities. The National Emission Standard for Asbestos (NESHAP) may hold both the *owner and operator* liable for all violations.

During the inspection, EGLE, AQD staff observed the following:

The former commercial building was demolished, and all demolition debris was removed. Both Mark Sullivan and Dave Keyser Excavating failed to have a thorough asbestos inspection performed and failed to submit the Notice of Intent to Renovate/Demolish to the administrator, prior to the demolition activities.

Process Description	Section Violated	Comments
On 12/30/2024, a complaint was received from the Environmental Protection Agency regarding a demolition at 213 E. Main St., Harrisville. On 1/2/2025, an investigation of the facility was performed. Upon arrival, the facility was demoed.	40 CFR §61.145(a)	Failed to perform a thorough asbestos inspection.
	40 CFR §61.145(b)(1)	Failed to provide the administrator with written notice of intention to demolish or renovate.

VIOLATION NOTICE

Mark Sullivan and Dave Keyser

Page 2

January 13, 2025

Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by February 3, 2025, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) 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 date(s) by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The *signed* written response to this violation notice, may be submitted by mail and directed to Craig Dechy at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. You must also include a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. The response may be scanned and e-mailed to DechyC@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 violations cited above and for the cooperation extended to me during my site visit and our conversations. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-749-2891; DechyC@Michigan.gov; or at the post office box address provided in the paragraph above.

Sincerely,



Craig W. Dechy
Senior Environmental Quality Analyst
Air Quality Division

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Gina McCann, EGLE
Tammy Bell, EGLE
Jason Wolf, EGLE