



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
KALAMAZOO DISTRICT OFFICE



DAN WYANT
DIRECTOR

December 2, 2015

Mr. Forest Halampka
8080 Hill Road
Watervliet, Michigan 49098

SRN: U111512997, Berrien County

Dear Mr. Halampka:

VIOLATION NOTICE

On November 30, 2015, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), was contacted by the city of Watervliet's fire department regarding two barns that had been recently torn down and disposed of by open burning. They were located at 8080 Hill Road, Watervliet, Michigan. The open burning as described is a violation of Rule 310 of Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); and the administrative rules.

In part, Rule 310 does not allow for the disposal of building structures on properties by open burning unless it is exclusively being done for fire prevention training purposes. In order to comply with Rule 310, you are advised to immediately discontinue any open burning.

The DEQ encourages the reuse and the recycling of wastes whenever possible. However, any waste that cannot be reused or recycled must be properly disposed of in accordance with Section 11512(1) of Part 115, Solid Waste Management, of Act 451.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by December 23, 2015 (which coincides with 21 calendar days from the date of this letter). 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.

If you believe the above observations or statements are inaccurate or do not constitute violations of the applicable legal requirements cited, please provide appropriate factual information to explain your position.

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Thank you for your attention to resolving the violation. If you have any questions regarding the violation, please contact me at the telephone number listed below.

Sincerely,



Matt Deskins
Environmental Quality Analyst
Air Quality Division
269-567-5342

MD:CF

cc: Mr. Dan Jones, Watervliet Fire Department
Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Mary Douglas, DEQ