



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

October 29, 2019

UPS NEXT DAY DELIVERY

Captain Amy Dehner
Training Division Commander
Michigan State Police
7426 North Canal Road
Lansing, Michigan 48913

Ms. Pamela Washburn
G & C Land Company, LLC
5151 North Watson Road
Elsie, Michigan 48831

ID: U191908856; Shiawassee County

Dear Captain Dehner and Ms. Washburn:

VIOLATION NOTICE

On October 16, 2019, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the house located at 7634 West Allan Road, Elsie, Shiawassee County, Michigan.

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 (Act 451).

According to our investigation, Michigan State Police Training Academy was the demolition contractor who demolished the structure by intentional burn and G & C Land Company, LLC owns the facility. The National Emission Standard for Asbestos (NESHAP) holds the *owner and operator* liable for all violations.

During the investigation staff observed the following:

The subject structure had been partially demolished by intentional burn. The structure appeared to have had asbestos siding on it and most of it was removed. While walking around the structure it was discovered that several pieces of asbestos siding was still on the house and covered the ground surrounding the structure. The asbestos siding which is a Category II non-friable asbestos was made to become friable because of the removal method and makes it become regulated. Located in the back of the lot were several piles of dirt mixed asbestos siding.

Process Description	Section Violated	Comments
Failure to make sure all Asbestos Containing Material (ACM) was removed prior to training burn.	40 CFR §61.145(c)(10)	Failure to remove all Category II nonfriable ACM prior to burning.
Causing a Category II nonfriable to become friable (RACM) by removal methods.	40 CFR §61.145(c)(1)	Failure to remove RACM.
	40 CFR §61.145(c)(8)	No contractor supervisor on-site.
Transite siding pieces on the ground around the exterior of the home.	40 CFR §61.145(c)(4)	Failure to contain RACM in leak tight container.
	40 CFR §61.145(c)(10)	Visible emissions from handling operations.

Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by November 15, 2019, (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 from the *owner and operator* to this violation notice, may be submitted by mail and directed to my attention at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. You must also include a copy to Mr. Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. The response may be scanned and emailed to brownj9@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 our conversation. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-599-7825; brownj9@michigan.gov; or the post office box address provided in the paragraph above.

Sincerely,



Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

- cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Mr. Christopher Ethridge, EGLE
Mr. Brad Myott, EGLE
Mr. Jason Wolf, EGLE
Ms. Karen Kajiya-Mills, EGLE