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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



LIESL EICHLER CLARK
DIRECTOR

March 15, 2019

Mr. John Sears
SC Environmental Services, LLC.
106 Island Avenue
Lansing, Michigan 48910

SRN/ID: U251903057; Genesee County

Dear Mr. Sears:

VIOLATION NOTICE

On March 12, 2019, the Department of Environmental Quality (DEQ), Air Quality Division, received a telephone call from you regarding the asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants). SC Environmental Services, LLC, self-reported an inadvertent demolition of 3502 Mason Street, Flint, Genesee County. The purpose of the subsequent investigation was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations, 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, the Genesee County Land Bank owns the subject facility and SC Environmental Services, LLC, is the contractor who performed the demolition of the subject residential facility. The National Emission Standard for Asbestos holds both the owner and/or operator equally liable for any violations.

During the investigation, DEQ staff noted the following:

The Demolition activities had taken place in either December 2018 or January 2019. The demolition operator demolished the wrong residential property (address) and therefore, did not have the proper Notification of Intent to Renovate/Demolish submitted to the administrator for the demolition. A thorough asbestos inspection was performed on the subject property prior to the demolition, and Regulated Asbestos Containing Material (RACM) was identified in the asbestos report. However, the contractor failed to remove the RACM prior to the demolition activities. The inadvertent demolition was brought to the attention of the Genesee County Land Bank when the subject residential property went out to bid, and they found that there was no longer a home at that address.

Process Description	Section Violated	Comments
On March 12, 2019, staff received a phone call from SC Environmental Services, LLC, regarding a demolition at 3502 Mason Street, Flint.	40 CFR 61.145 (b)(1)(3)	Failure to provide the administrator with notice.
	40 CFR 61.145 (c)(1)	Failure to remove RACM.
	40 CFR 61.150 (d)(1)(2)	Failure to properly manifest asbestos containing waste material.

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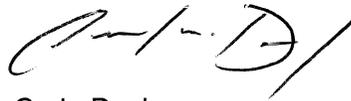
Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by April 5, 2019 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the 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 signed written response to Mr. Craig Dechy at DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760; or scan and email as an attachment to me at DechyC@michigan.gov **and** submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at the same mailing address or via email at CamilleriJ@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 your forthrightness regarding the demolition. If you have any questions regarding the violation notification or the actions necessary to bring this facility into compliance, please feel free to contact me at 517-749-2891; DechyC@michigan.gov; or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Craig Dechy
Environmental Quality Analyst
Air Quality Division

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