



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

January 27, 2020

UPS NEXT DAY DELIVERY

Mr. Ridgeway White
503 South Saginaw Street, Suite 1200
Flint, Michigan 48502-1851

Mr. Martin Burnash
Burnash Wrecking, Inc.
3842 Robert T. Longway Boulevard
Flint, Michigan 48506

ID: U251910449; Genesee County

Dear Mr. White and Mr. Burnash:

VIOLATION NOTICE

On December 20, 2019 and January 7, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division performed asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants) inspections at 416 South Grand Traverse Street, Flint, Genesee 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 (Act 451).

According to my investigation, Mr. White owns the subject facility and Burnash Wrecking, Inc. has been hired to perform the demolition activities. The National Emission Standard for Asbestos holds both the *owner and operator* equally liable for any violations.

During the inspections, staff observed the following:

The subject former industrial facility was in the process of being prepared for demolition. The contractor had indicated on the submitted Notification of Intent to Renovate/Demolish, that the property was all concrete, with no testable materials, and that there were no asbestos containing materials present. During the inspection, several suspect building materials were observed, sampled and tested. Sample test results indicated that asbestos was present in the window glazing.

Mr. Ridgeway White and Mr. Martin Burnash

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| Process Description | Section Violated | Comments |
|--|-------------------|--------------------------------|
| 10-day notification indicated that the building was only concrete with no testable materials. Staff performed an inspection of the former industrial facility and tested suspect materials. Sample test results indicated that asbestos was present in the window glazing. | 40 CFR 61.145 (a) | Failure to thoroughly inspect. |

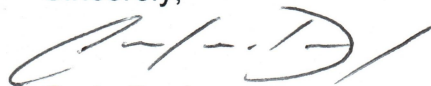
Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by February 17, 2020 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violation occurred; an explanation of the 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.

Please submit the signed written response to Mr. Craig Dechy at EGLE, 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 Mr. Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or 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 violation cited above and for the cooperation that was extended to me during my site visit and phone conversation. 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 EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Craig Dechy
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