



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



KEITH CREAUGH
DIRECTOR

July 21, 2016

Mr. James Wyrebelski
P.O. Box 495
Beaverton, Michigan 48612

Mr. Dan Athey
111 First Street
Beaverton, Michigan 48612

SRN: U261609015; Gladwin County

Dear Mr. James Wyrebelski and Mr. Dan Athey:

VIOLATION NOTICE

On July 19, 2016, the Department of Environmental Quality (DEQ), Air Quality Division, performed a drive-by inspection regarding a renovation project of a commercial structure located at 120 Ross Street, Beaverton, Gladwin County, Michigan. The purpose of this 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.

According to my investigation, Mr. James Wyrebelski is the owner of the subject commercial structure and Mr. Dan Athey is the contractor who was performing the renovation activities. The renovation activities occurred on or about July 19, 2016. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the investigation, staff observed the following: The subject property located at 120 Ross Street was being renovated and an asbestos survey had been not performed.

Process Description	Section Violated	Comments
The commercial structure was being renovated upon arrival and an asbestos survey had not been performed prior to renovation activities. The property is located at 120 Ross Street, Beaverton, Gladwin County, Michigan, and renovated on or about July 19, 2016.	40 CFR 61.145(a)	Failure to thoroughly inspect the affected facility where demolition or renovation operations will occur for the presence of asbestos.

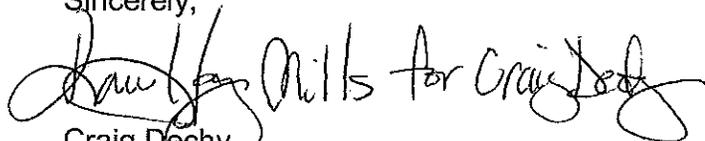
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Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by August 11, 2016, (which coincides with 21 calendar days from the date of this letter). The written response should include: 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. The signed written response to this violation notice may be submitted by mail and directed to my attention at; DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909 or scanned and emailed as an attachment to me at; dechyc@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. If you have any questions regarding the violation notification or the actions necessary to bring this facility into compliance, please 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. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Ms. Heidi Hollenbach, DEQ
Mr. Chris Hare, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ