



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
AIR QUALITY DIVISION



PHILLIP D. ROOS
DIRECTOR

December 20, 2024

VIA E-MAIL

Jacinda Gutierrez
Cindy's Mechanic Service, LLC
6665 Buckman Road
Hanover, Michigan 49241

SRN/ID: U302407043; Hillsdale County

Dear Jacinda Gutierrez:

VIOLATION NOTICE

On December 11, 2024, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) performed an asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants) inspection at 1400 East Chicago Road, Jonesville, Hillsdale 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.

According to my investigation, Cindy's Mechanic Service, LLC owns the subject property and self-performed the demolition activities. The National Emission Standard for Asbestos holds both the owner and operator equally liable for any violations.

During the inspection, staff observed the following:

The subject facility had been recently demolished. Upon further investigation, it was discovered that a notification of intent to demolish had not been submitted. A thorough asbestos inspection had also not been performed prior to demolition activities.

| Process Description | Section Violated | Comments |
|---|----------------------|--|
| On 12/11/24, staff performed a demolition inspection at 1400 E. Chicago Rd., Jonesville. During the inspection, staff observed a building that had been recently demolished. A notification or survey had not been performed. | 40 CFR 61.145 (a) | Failure to thoroughly inspect for asbestos containing materials. |
| | 40 CFR 61.145 (b)(1) | Failure to provide 10 working day notification. |

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Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by January 10, 2025, (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 the attention of Ivan Bell, Senior Environmental Quality Analyst, Asbestos Unit, at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 and must include a copy to Jason Wolf, Enforcement Unit at the same address. The response may be scanned and e-mailed to Belli@Michigan.gov and WolfJ2@michigan.gov.

If you believe the above observations or statements are inaccurate or do not constitute a violation(s) 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 that was extended to me during our conversations. 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 517-582-0535 or Belli@Michigan.gov.

Sincerely,



Ivan Bell
Senior Environmental Quality Analyst
Air Quality Division

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Scott Miller, EGLE
Jason Wolf, EGLE
Tammy Bell, EGLE