



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
LANSING



C. HEIDI GREYER  
DIRECTOR

September 27, 2017

Mr. Brian Taylor  
City of Jackson  
161 West Michigan Avenue  
Jackson, Michigan 49201

Mr. Art Manke  
Lester Brothers Excavation, Inc.  
5405 East Michigan Avenue  
Jackson, Michigan 49201

SRN / ID: U381706248; Jackson County

Dear Mr. Taylor and Mr. Manke:

**VIOLATION NOTICE**

On September 19, 2017, the Michigan Department of Environmental Quality (MDEQ), Air Quality Division, performed an asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants) inspection at 601 Fourth Street, Jackson, Jackson County. The purpose of this inspection 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 my inspection, the City of Jackson owns the subject residential facility and Lester Brothers Excavation, Inc. performed the demolition activities. The National Emission Standard for Asbestos holds both the owner and the operator equally liable for any violations.

During the inspection, MDEQ AQD staff Craig Dechy, observed the following:

The home was demolished without Notification of Intent to Renovate/Demolish and the site had been graded and seeded. Both liable parties had failed to provide notification to the administrator for the demolition activities.

Process Description	Section Violated	Comments
The subject facility located at 601 Fourth Street, Jackson, Jackson County, was demolished as an emergency, according to the owner. No notification was submitted to the administrator for an ordered demolition.	40 CFR 61.145 (a)(3)	Failure to provide the administrator with the Notification of Intent to Renovate/Demolish.

Mr. Brian Taylor and Mr. Art Manke  
Page 2  
September 27, 2017

Please initiate the actions necessary to correct the cited violation and submit a written response to this violation notice by October 18, 2017, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) 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. 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](mailto: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 violation cited above and for the cooperation that was extended to me during our phone conversation. If you have any questions regarding this 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](mailto: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, MDEQ  
Ms. Mary Ann Dolehanty, MDEQ  
Mr. Christopher Ethridge, MDEQ  
Mr. Scott Miller, MDEQ  
Mr. Thomas Hess, MDEQ  
Ms. Karen Kajiya-Mills, MDEQ