



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
LANSING



DAN WYANT  
DIRECTOR

November 23, 2015

Certified Mail

Mr. Jason Holmes  
Spring Property Management  
141 Ionia, Suite 200  
Grand Rapids, Michigan 49504

Mr. Emilio Robello  
Dumpster Divers, LLC  
529 Averill Avenue, SW  
Wyoming, Michigan 49548

SRN: U411512555, Kent County

Dear Mr. Holmes and Mr. Robello:

**VIOLATION NOTICE**

On November 19, 2015, the Department of Environmental Quality (DEQ), Air Quality Division, performed an asbestos National Emissions Standard for Hazardous Air Pollutants (NESHAP) inspection of an Emergency Renovation and Encapsulation (ERE) located at 547 Cherry Street SE, in Grand Rapids, Michigan. The purpose of this NESHAP 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.

According to my inspection, Mr. Jason Holmes is the responsible person for the above named property and Mr. Emilio Robello is the contractor who had performed the previous renovation (asbestos abatement). For the renovation which occurred on or about September 7, 2015, the NESHAP for asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff observed the following:

The subject property was currently having emergency renovation and encapsulation work performed. It was evident at the time of this inspection that the subject property had already undergone renovation work, which was subject to the NESHAP, and no Notification of Intent to Renovate/Demolish was submitted. It was determined that Dumpster Divers, LLC was the contract company which performed the previous renovation work at the subject property. Spring Property Management and Dumpster Divers, LLC are responsible for the following violation:

Process Description	Section Violated	Comments
Renovation activities of a facility located at 547 Cherry Avenue SE, located in Grand Rapids, on or about September 7, 2015.	§61.145(b)(1)	Failure to provide 10 working days notification to the administrator of the Intent to Renovate

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by December 16, 2015 (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 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 date(s) by which these actions will take place; and also what steps are being taken to prevent a reoccurrence. The 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 emailed 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. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-749-2891; or email [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. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Ms. Heidi Hollenbach, DEQ