



June 29, 2021
191331

Mr. Joseph Scanlan
EGLE AQD
1504 West Washington Street
Marquette, Michigan 49855

Reference: Former Newberry State Hospital Facility – Violation Notice – June 8, 2021
SRN U482004292, SRN 482100455, U482004285, U482003378
Luce County

Dear Mr. Scanlan:

My name is Christopher Kestner, I am the project manager for the abatement and demolition of various buildings at the former Newberry State Hospital Facility in Newberry Michigan. The following are the responses you requested from your June 8, 2021, letter:

Building 3 (SRN U482100455) This building is listed incorrectly. It is Building 91 or 101
40 CFR 61.145 – Failure to thoroughly inspect.
40 CFR 61.145 (b)(4)(vi) – Failure to estimate the amount of RACM

Trained and accredited asbestos building inspectors from Materials Testing Consultants. Inc. were used on this project. Fifteen of the buildings at the former Newberry State Hospital were inspected by MTC for abatement and demolition. The six high priority buildings, Buildings 1, 5, 14, 35, 43 and 101 were dangerous to enter. They were going to be demolished as an “Ordered Demolition”. An asbestos survey report was given to me, performed by another asbestos consulting firm, by MDTMB which was used and passed on to the abatement contractors during the bidding process. During the Prebid meeting with the abatement/demolition contractors, the contractors stated that they could do the abatement prior to demolishing the building.

The violation has stopped. The building has been demolished. Bolle Contracting is sending all the asbestos material to the Class II Landfill in Dafter, Michigan.

This situation will not happen again because MTC will not use any other asbestos consultant’s surveys.

40 CFR 61.145 (c)(1) – Failure to remove RACM
40 CFR 61.150 (a)(3) – Failure to adequately wet.
40 CFR 61.150 (b)(1) – Failure to deposit asbestos containing waste as soon as practical
40 CFR 61.150 (c) – No signs during loading and unloading

These regulations do not pertain to MTC.



Building 5 (SRN U482004285)

40 CFR 61.145 – Failure to thoroughly inspect.

40 CFR 61.145 (b)(4)(vi) – Failure to estimate the amount of RACM

The violation has stopped. The building has been demolished. Bolle Contracting is sending all the asbestos material to the Class II Landfill in Dafter, Michigan.

This situation will not happen again because MTC will not using any other asbestos consultant's surveys.

40 CFR 61.145 (c)(1) – Failure to remove RACM

40 CFR 61.150 (a)(3) – Failure to adequately wet.

40 CFR 61.150 (b)(1) – Failure to deposit asbestos containing waste as soon as practical

40 CFR 61.150 (c) – No signs during loading and unloading

These regulations do not pertain to MTC.

Building 39 (SRN U482003378) This building is listed incorrectly. It is Building 91 or 101

40 CFR 61.145 – Failure to thoroughly inspect

The violation has stopped. The building has been demolished. Bolle Contracting is sending all the asbestos material to the Class II Landfill in Dafter, Michigan.

This situation will not happen again because MTC will not using any other asbestos consultant's surveys.

40 CFR 61.145 (c)(1) – Failure to remove RACM

40 CFR 61.150 (a)(3) – Failure to adequately wet.

40 CFR 61.150 (b)(1) – Failure to deposit asbestos containing waste as soon as practical

40 CFR 61.150 (c) – No signs during loading and unloading

These regulations do not pertain to MTC.

Building 43 (SRN U482004292)

40 CFR 61.145 – Failure to thoroughly inspect.

40 CFR 61.145 (b)(4)(vi) – Failure to estimate the amount of RACM

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- 40 CFR 61.145 (c)(1) – Failure to remove RACM
- 40 CFR 61.150 (a)(3) – Failure to adequately wet.
- 40 CFR 61.150 (b)(1) – Failure to deposit asbestos containing waste as soon as practical
- 40 CFR 61.150 (c) – No signs during loading and unloading

These regulations do not pertain to MTC.

Should you have any questions or require additional assistance, please contact me at your earliest convenience.

Sincerely,

MATERIALS TESTING CONSULTANTS, INC.

A handwritten signature in blue ink, appearing to read "Christopher J. Kestner", written in a cursive style.

Christopher J. Kestner, C.I.E.
Project Manager

CJK/cjk

cc: Mr. Jason Wolf



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Building 5 (SRN U482004285)

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40 CFR 61.145 (b)(4)(vi) – Failure to estimate the amount of RACM

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40 CFR 61.150 (b)(1) – Failure to deposit asbestos containing waste as soon as practical

40 CFR 61.150 (c) – No signs during loading and unloading

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40 CFR 61.145 – Failure to thoroughly inspect

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MATERIALS TESTING CONSULTANTS, INC.

Christopher J. Kestner, C.I.E.
Project Manager

CJK/cjk

cc: Mr. Jason Wolf