



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



DAN WYANT
DIRECTOR

May 7, 2018

Mr. Kevin Heppner
Servpro of Saginaw
470 North Adams Street
Saginaw, Michigan 48604

Mr. Tom Miller
Saginaw County Land Bank
111 South Michigan Avenue
Saginaw, Michigan 48602

SRN: U731801332, Saginaw County

Dear Mr. Heppner and Mr. Miller:

VIOLATION NOTICE

On May 4, 2018, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an asbestos inspection of 2313 South Michigan Avenue, Saginaw, Saginaw County, Michigan. 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.

According to our investigation, the Saginaw County Land Bank owns the residence and Servpro of Saginaw performed the abatement activities. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff observed the following:

There was a negative pressure containment enclosure set up, as evidenced by polyethylene tubing for use with negative air machine in one of the windows as well as red banner tape around the residence. It appeared that setup had commenced before the notification start date, and abatement activities had possibly commenced before the start date.

Process Description	Section Violated	Comments
Setup of containment before notification start date, possible abatement before notification start date.	§61.145(b)(1)	Failure to provide 10 working day notification
	§61.145(b)(2)	Failure to update notice
	§61.145(b)(3)(i)	Failure to provide notice prior to asbestos work

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Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by May 30, 2018 (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 recurrence.

If you believe the above observations or statements are inaccurate or do not constitute violations 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 phone conversations. If you have any questions regarding the violations or the actions necessary to bring this residence into compliance, please call me at 989-439-3779 or by email at karlm@michigan.gov.

Sincerely,



Matthew R. Karl
Environmental Quality Analyst
Air Quality Division
989-439-3779

cc/via email: Ms. Mary Ann Dolehanty, DEQ
Mr. Craig Fitzner, DEQ
Mr. Christopher Ethridge, DEQ
Ms. Karen Kajiya-Mills, DEQ
Mr. Chris Hare, DEQ