



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
KALAMAZOO DISTRICT OFFICE



KEITH CREAGH
DIRECTOR

April 12, 2016

Mr. Jack Conklin, Fire Chief
Decatur-Hamilton Fire Department
420 West Delaware
Decatur, Michigan 49045

SRN: U801603579, Van Buren County

Mr. Joe Hassle
Berrybrook Farms/Enterprises
28230 Elm Street
Dowagiac, Michigan 49047

SRN: U801603580, Van Buren County

Dear Messrs. Conklin and Hassle:

VIOLATION NOTICE

On April 11, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), was notified that an intentional burn (fire training) had occurred on a vacant and demolished house by the Decatur-Hamilton Fire Department on April 10, 2016. The burning was conducted on the north side of County Road 352, just east of County Road 681, and west of Decatur, Hamilton Township, Van Buren County. The AQD investigated the situation further 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, Berrybrook Farms/Enterprises owns the property and the Decatur-Hamilton Fire Department performed the intentional burn of the vacant house. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff of the AQD observed the following:

Process Description	Section Violated	Comments
Intentional burning of a vacant/demolished home for fire training purposes.	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification to the AQD of intent to renovate/demolish prior to the intentional burning.

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Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by May 4, 2016 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates 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.

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 violation cited above. If you have any questions regarding the violation or the actions necessary to bring Berrybrook Farms/Enterprises into compliance, please contact me at the telephone number listed below.

Sincerely,



Matt Deskins
Environmental Quality Analyst
Air Quality Division
269-567-3542

MD:CF

cc: Mr. Carl Druskovich, Hamilton Township
Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Ms. Heidi Hollenbach, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Ms. Mary Douglas, DEQ