



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



DAN WYANT
DIRECTOR

December 8, 2015

Mr. Jason Brasch
Menard, Inc
5101 Menard Drive
Eau Claire, Wisconsin, 54703

Mr. Michael Desjardine
Blue Star, Inc
21950 Hoover Road
Warren, MI 48089

SRN: U821505694, Wayne County

Dear Mr. Brasch and Mr. Desjardine:

VIOLATION NOTICE

On October 26, 2015, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of the site located at 15333 Racho Rd, Taylor, MI. 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, Menards, Inc owns the facility and Blue Star, Inc performed the demolition activities at the facility. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

The owner and operator of the subject property received a Violation Notice dated November 12, 2015 for failure to notify. In that Violation Letter, I stated that samples were collected and that further violation notices may be warranted. On November 4, 2015, I returned to the site and collected 10 samples of floor tile and mastic at the strip mall site along Eureka Rd (21107 – 21207 Eureka Rd). On November 6, 2015, I collected 6 samples from the Gibraltar Trade Center building.

The reason I had collected these samples after the original inspection is that the floor tile, while in good condition during the survey, had deteriorated during the demolition – I presume from the excavator repeatedly running over the tile on top of the slab floors. This resulted in turning the floor tile from full pieces in good condition to tiny pieces and pulverized tile throughout the site. This action made the floor tile regulated as friable asbestos-containing material. Two of the tile samples, and one mastic sample from the strip mall were positive, while one sample of tile and one sample of mastic from the Gibraltar Trade Center came back positive.

Mr. Jason Brasch
Mr. Michael Desjardine
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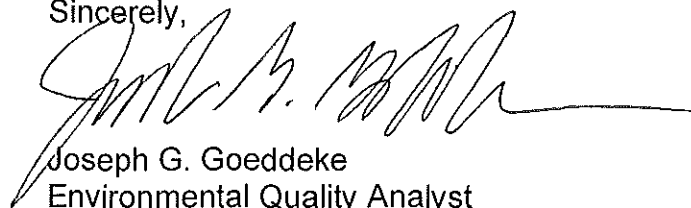
Process Description	Section Violated	Comments
Future Menards site in Taylor, MI	§61.145(c)(1)	Failure to remove RACM
	§61.145(c)(3)	Failure to keep RACM wet
	§61.145(c)(4)	Failure to contain in leak tight container
	§61.150(a)(1)(iii)	Failure to seal while wet

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by December 29, 2015 (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 reoccurrence.

If Menards Inc, or Blue Star Inc. believes 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. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Joseph G. Goeddeke
Environmental Quality Analyst
Air Quality Division
517-331-7906

cc: Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Ms. Wilhemina McLemore, DEQ