



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
UPPER PENINSULA DISTRICT OFFICE



KEITH CREAGH
DIRECTOR

May 31, 2016

Mr. Robert LaFave
Village of L'Anse
101 N. Main Street
L'Anse, Michigan 49946

SRN: U071606687, Baraga County

Dear Mr. LaFave:

VIOLATION NOTICE

On May 17, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the L'Anse Waterfront Park, located at Baraga Avenue and Front Street, L'Anse, Michigan. The purpose of this inspection was to determine the Village of L'Anse's compliance with the requirements of the federal Clean Air Act; Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); the administrative rules and to investigate a recent complaint which we received on May 12, 2016, regarding open burning attributed to the Village of L'Anse operations.

On May 12, 2016, AQD staff received photographs of open burning of treated pilings at the L'Anse Waterfront Park, and confirmed the evidence with a site visit on May 17, 2016.

This constitutes a violation of Act 451, Rule 310 which prohibits open burning of refuse, garbage, or any other waste material at any business or commercial operation.

In order to comply with Rule 310, the Village of L'Anse is advised to immediately discontinue any open burning.

The DEQ encourages the reuse and the recycling of wastes whenever possible. However, any waste that cannot be reused or recycled must be properly disposed of in accordance with Act 451, Part 115, Solid Waste Management, Section 11512(1). Additionally, if the Village of L'Anse decides to incinerate their waste, it must be incinerated in a properly designed incinerator. An approved permit must be obtained from the DEQ before commencing installation of any incinerator. An application form is available by request, or at the following website:

http://www.deq.state.mi.us/aps/nsr_information.shtml

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by June 22, 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 the Village of L'Anse 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 violation cited above and for the cooperation that was extended to me during my inspection of the Village of L'Anse. If you have any questions regarding the violation, or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Ed Lancaster
Senior Environmental Quality Analyst
Air Quality Division
906-250-5124

cc/via e-mail: Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Ms. Heidi Hollenbach, DEQ
Mr. Thomas Hess, DEQ
Mr. Dan W. Maki, DEQ