



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY

LANSING

EGLE
LIESL EICHLER CLARK
DIRECTOR

September 22, 2020

UPS NEXT DAY DELIVERY

Mr. James Paetschow
Red Hook Properties
1601 East Maple Street
Clare, Michigan 48617

ID: U182003351; Clare County

Dear Mr. Paetschow:

VIOLATION NOTICE

On September 18, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted an inspection at 10359 South Clare Avenue, Clare, Clare County, Michigan.

The purpose of this inspection was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations (40 CFR), 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, Red Hook Properties owns the property and conducted the demolition at the mentioned above location. The National Emission Standard for Asbestos (NESHAP) holds the *owner and operator* liable for all violations.

During the investigation staff observed the following:

The subject structure had been partially demolished and most of the debris was removed from the site. There was no 10 working day notification submitted on EGLE's Asbestos Notification System which is required for this property due to the property being developed for future commercial use. Discussion was had with the crew on-site on what the requirements were for the structure demolition and that a 10 day notification needed to be submitted prior to the continuance of the demolition activities. An asbestos survey was conducted, and non-friable asbestos was abated prior to demolition activities.

Mr. James Paetschow

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Process Description	Section Violated	Comments
Failure to submit 10 working day Scheduled Demolition notification.	40 CFR §61.145(b)(1)	Failure to submit 10 working day Scheduled Demolition notification prior to beginning of demolition activities.

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by October 13, 2020, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) 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 date(s) by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The *signed* written response from the *owner and operator* to this violation notice, may be submitted by mail and directed to my attention at: EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. You must also include a copy to Mr. Jason Wolf, Enforcement Unit at: EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. The response may be scanned and emailed to BrownJ9@Michigan.gov and WolfJ2@Michigan.gov.

If you believe the above observations or statements are inaccurate or do not constitute a violation 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 extended to me during our conversation. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-599-7825; BrownJ9@Michigan.gov; or the post office box address provided in the paragraph above.

Sincerely,



Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Mr. Christopher Ethridge, EGLE
Ms. Karen Kajiya-Mills, EGLE
Mr. Jason Wolf, EGLE