



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
MARQUETTE DISTRICT OFFICE



AARON B. KEATLEY
ACTING DIRECTOR

June 16, 2023

VIA EMAIL AND U.S. MAIL

City of Houghton
Eric Waara, City Manager
Lakeshore Drive Parking Deck
616 Sheldon Avenue
Houghton, Michigan 49931

U.P. Engineers & Architects, Inc.
Joshua Harju, P.E.
100 Portage Street
Houghton, Michigan 49931

SRN: U312303739, Houghton County

Dear Eric Waara and Joshua Harju:

VIOLATION NOTICE

On June 15th, 2023, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the Lakeshore Drive Parking Deck located at Lakeshore Drive, Houghton, Houghton County. The purpose of this inspection was to determine the Owner’s and Operator’s compliance with the requirements of Title 40 of the Code of Federal Regulations (CFR), Part 61, National Emission Standards for Hazardous Air Pollutants (NESHAP), Subpart M and Rule 942 of the administrative rules promulgated under Part 55, Air Pollution Control of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.

According to our investigation, City of Houghton owns the facility and U.P. Engineers & Architects, Inc., was responsible for the NEHAP for Asbestos notification requirements for the facility. The NESHAP for Asbestos holds both the Owner and Operator equally liable for violations.

During the inspection, staff observed the following:

Process Description	Section Violated	Comments
Demolition of Lakeshore Drive Parking Deck	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification.

Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by July 6, 2023 (which coincides with 21 calendar days from the date of this letter). The 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.

Please submit the written response to Joseph Scanlan at EGLE, AQD, Marquette District, 1504 West Washington Street, Marquette, Michigan 49855 or ScanlanJ@Michigan.gov and submit a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or WolfJ2@Michigan.gov.

If the facility's Owner and/or Operator believes the above observations or statements are inaccurate or do not constitute violations of the applicable legal requirements cited, please provide 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 Lakeshore Drive Parking Structure. 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,



Joseph Scanlan
Environmental Quality Analyst
Air Quality Division
906.458.6405

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jeremy Howe, EGLE
Jenine Camilleri, EGLE
Michael Conklin, EGLE
Jason Wolf, EGLE