



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



DAN WYANT
DIRECTOR

January 4, 2016

O'Reilly Auto Parts Enterprises, LLC
c/o Ms. Ellen Beeny
Legal Department
233 South Patterson
Springfield, Missouri 65802

Certified Mail

Mr. Brian VanOrder
Michigan Demolition & Excavation
4788 Cornell Road
Okemos, Michigan 48864

Dear Ms. Beeny and Mr. VanOrder:

SRN: U331513570

VIOLATION NOTICE

On December 29, 2015, the Michigan Department of Environmental Quality (MDEQ), Air Quality Division (AQD), performed an asbestos NESHAP inspection at 2417 North Cedar Street, Holt, Ingham County, Michigan. 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 my investigation, Ellen Benny/O'Reilly Auto Parts is the responsible person for the subject property and Mr. VanOrder is the contractor who performed demolition activities. The demolition occurred on or about December 23, 2015. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the investigation, staff observed the following:

The subject property had been demolished and all of the construction debris had been removed from the site with no notification submitted for a scheduled demolition.

Process Description	Section Violated	Comments
Demolition of a structure located at 823 East Michigan, Ypsilanti, on or about September 25, 2015	§61.145(b)(1)	Failure to provide 10 working days notification to the Administrator of the intention to demolish

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by January 25, 2016 (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

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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 to this violation notice may be submitted by mail and directed to my attention at MDEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or scanned and sent as an email attachment to brownj9@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 meeting and emails. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-559-7825; brownj9@michigan.gov; or MDEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

cc: Ms. Teresa Seidel, MDEQ
Mr. Thomas Hess, MDEQ
Ms. Karen Kajiya-Mills, MDEQ
Mr. Brad Myott, MDEQ