



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



C. HEIDI GREETHER
DIRECTOR

February 17, 2017

Mr. Todd Olsen
Devils Lake Ventures
P.O. Box 7
Manitou Beach, Michigan 49253

Mr. Walter Slusarski
Slusarski Excavating and Paving, Inc.
119 Greenly Street
Adrian, Michigan 49221

SRN/ID: U461700844; Lenawee County

Dear Mr. Olsen and Mr. Slusarski:

VIOLATION NOTICE

On February 15, 2017, the Michigan Department of Environmental Quality (DEQ), Air Quality Division, performed an asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants) complaint investigation at 9570 Devils Lake Highway, Manitou Beach, Lenawee County. The purpose of this investigation 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 (Act 451).

According to my investigation, Devils Lake Ventures is the primary owner of the subject commercial facility and Slusarski Excavating and Paving, Inc. performed the demolition activities at this facility. Demolition took place on or about the week of February 11, 2017. The National Emission Standard for Asbestos holds both the owner and operator equally liable for the violations.

During the investigation, staff observed the following: The former commercial property was demolished and only the concrete pad and some steel I-beams remained on site. The liable parties failed to perform a thorough inspection and provide a 10-working day notice to the administrator prior to any demolition activities.

Process Description	Section Violated	Comments
Failed to perform a thorough inspection and provide a 10-working day notice prior to the demolition activities for the subject commercial facility located at 9570 Devils Lake Highway, Manitou Beach, Lenawee County	40 CFR 61.145 (a)(b)(3)(i)	Failure to thoroughly inspect. Failure to provide the administrator with written notice.

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Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by March 10, 2017 (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) 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. The signed written response to this violation notice may be submitted by mail and directed to my attention at: DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or scanned and emailed as an attachment to me at: dechyc@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 violations cited above and for the cooperation that was extended to me during my site visit. If you have any questions regarding this violation notification or the actions necessary to bring this facility into compliance, please feel free to contact me at 517-749-2891; dechyc@michigan.gov; or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Craig Dechy
Environmental Quality Analyst
Air Quality Division

cc: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Christopher Ethridge, DEQ
Mr. Scott Miller, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ