



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



KEITH CREAGH
DIRECTOR

April 18, 2016

CERTIFIED MAIL

Mr. Marc Silver
10118 Torch Lake Cove
Fort Wayne, Indiana 46804

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

SRN: U471603573, Livingston County

Dear Mr. Silver and Mr. VanOrder:

VIOLATION NOTICE

On April 4, 2016, the Department of Environmental Quality (DEQ), Air Quality Division, received a complaint regarding a demolition at a vacant residential structure located on the east side of South Michigan Avenue, across from the I-96 west bound on ramp, in Howell, Livingston County, Michigan. 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.

According to my investigation, Mr. Brian VanOrder of Michigan Demolition & Excavation is the contractor who performed the demolition activities on the subject property. The demolition activities occurred on or about April 3, 2016. 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 was demolished upon arrival and no "Notification of Intent to Renovate/Demolish" was submitted.

Process Description	Section Violated	Comments
Subject property was demolished upon arrival. The property was located on South Michigan Avenue, Howell, and demolished on or about April 3, 2016.	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification to the AQD of intent to renovate/demolish prior to the demolition activities.

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Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by May 6, 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. 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 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 violation cited above. If you have any questions regarding the violation notification or the actions necessary to bring this facility into compliance, please 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
Ms. Teresa Seidel, DEQ
Ms. Heidi Hollenbach, DEQ
Mr. Brad Myott, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ