



GRETCHEN WHITMER
GOVERNOR

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

LANSING

LIESL EICHLER CLARK
DIRECTOR



June 19, 2020

UPS NEXT DAY DELIVERY

Mr. Andrew Riemer
Stix & Stone's, LLC
5959 West Lawndale Street
Ludington, Michigan 49431

Mr. Jay Shillinger
Shillinger Landscape
4540 West Hansen Road
Ludington, Michigan 49431

Mr. Linus Thalman
Thalman Construction
2595 North Rath Avenue
Ludington, Michigan 49431

SRN/ID: U532001969; Mason County

Dear Mr. Riemer, Mr. Shillinger and Mr. Thalman:

VIOLATION NOTICE

On June 10, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted an inspection at 1963 North Lakeshore, Ludington, Mason County. 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 my investigation, Stix & Stone's, LLC is the owner, Shillinger Landscape is the contractor who demolished the former bar and Thalman Construction is the general contractor who oversaw the project. The National Emission Standard for Asbestos (NESHAAP) holds the *owner and operator* liable for all violations.

The EGLE staff conducted a drive-by inspection of the property and found the facility had been demolished. Although the demolition had been completed, demolition debris was still located on the site waiting loadout for disposal. After meeting with the contractors, it was determined that a thorough asbestos inspection was not performed prior to the demolition activities and no Notification of Intent to Renovate/Demolish was submitted to the administrator.

VIOLATION NOTICE

Mr. Riemer, Mr. Shillinger and Mr. Thalman

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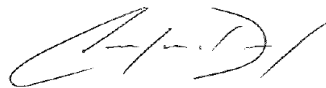
Process Description	Section Violated	Comments
During a drive-by inspection, the former Stix Bar located at 1963 North Lakeshore, Ludington, was found demolished with loadout of demo debris taking place.	40 CFR §61.145(a)	Failure to thoroughly inspect.
	40 CFR §61.145(b)(1)	Failure to notify.

Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by July 10, 2020, (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 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 DechyC@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 violations cited above and for the cooperation extended to me during my site visit. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-749-2891; DechyC@Michigan.gov; or the post office box address provided in the paragraph above.

Sincerely,



Craig W. Dechy
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
Ms. Heidi Hollenbach, EGLE
Mr. Jason Wolf, EGLE