



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
GRAND RAPIDS DISTRICT OFFICE



LIESL EICHLER CLARK  
DIRECTOR

January 11, 2019

Mr. Richard Oestrike  
M-57 Autobody  
1608 East Carson City Road  
Sheridan, Michigan 48884

Fire Chief Ed Lingeman  
Sheridan Community Fire Department  
113 Evergreen Street  
Sheridan, Michigan 48884

SRN: U591900358, Montcalm County

Dear Mr. Oestrike and Mr. Lingeman:

**VIOLATION NOTICE**

On January 2, 2019, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted a follow up phone call in regard to the demolition and burn of a residential structure located at 1608 East Carson City Road, Sheridan, Michigan. The purpose of this follow up was to determine demolition site'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, Mr. Richard Oestrike owns the facility and Sheridan Community Fire Department performed the demolition/burning activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the follow up, staff discovered the following:

Process Description	Section Violated	Comments
A residential structure demolished and burned.	R 336.1942 Adopted by reference 40 CFR 61.145(b)(1)	Failure to provide 10 working day notification.
	R 336.1942 Adopted by reference 40 CFR 61.145(a)	Failure to thoroughly inspect for asbestos.

Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by February 1, 2019 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates 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.

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In addition to DEQ, AQD Rules, the DEQ Solid Waste Management rules also apply. With the exception of the brick and concrete, the partially burned waste from the demolition of the house is considered waste from the demolition of a residence pursuant to Section 11509 and 11512 of Part 115 - Solid Waste Management of the Natural Resources and Environmental Protection Act (NREPA), PA 451 1994, as amended (Part 115). Part 115 requires disposal of construction and demolition waste at a properly permitted and licensed disposal facility. This waste may not legally be disposed of onsite. Please respond to this office by February 1, 2019, with documentation that the waste was properly disposed at a licensed facility. This documentation should include photographs of the area that was cleaned and also copies of receipts from the licensed landfill.

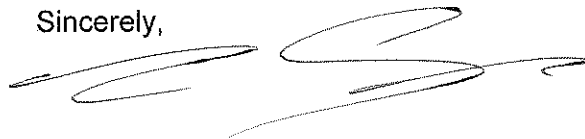
Failure to properly dispose of the solid waste may result in escalated enforcement for violations of Part 115 of NREPA. Failure to respond to and comply with this letter may result in escalated enforcement action being initiated.

Please submit the written response to the DEQ, AQD, Grand Rapids District, at 350 Ottawa Avenue NW, Unit 10, Grand Rapids, Michigan 49503 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at the DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If you believe 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 violations cited above and for the cooperation that was extended to me during my follow up of the demolition and burning activities at M-57 Autobody. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Tyler Salamasick  
Environmental Quality Analyst  
Air Quality Division  
616-558-1281

cc: Ms. Mary Ann Dolehanty, DEQ  
Dr. Eduardo Olaguer, DEQ  
Mr. Christopher Ethridge, DEQ  
Ms. Jenine Camilleri, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Ms. Heidi Hollenbach, DEQ  
Mr. Timothy Unseld, DEQ