



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



Keith Creagh
DIRECTOR

March 18, 2016

Certified Mail

Mr. Jeff Caine
Buena Vista Charter Township
1160 South Outer Drive
Saginaw, Michigan 48601

Mr. Tony Kirby
Mid-State Asbestos Removal, Inc.
P.O. Box 66
Saint Louis, Michigan 48880

SRN: U731601354

Dear Mr. Caine and Mr. Kirby:

VIOLATION NOTICE

On March 9, 2016, the Department of Environmental Quality (DEQ), Air Quality Division, performed an asbestos NESHAP inspection at 2435 Brunkow Court, Buena Vista Township, Saginaw 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, Buena Vista Charter Township / Mr. Caine is the responsible person for the subject property and Mr. Kirby is the contractor who has performed the abatement activities. The abatement occurred on or near March 7, 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 had friable RACM abated with no notification submitted for the abatement.

Process Description	Section Violated	Comments
Abatement of friable RACM with no notification submitted	§61.145(b)(4)(i)	Failure to provide notice prior to asbestos work

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by April 8, 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 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

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reoccurrence. The signed, written response from both owner and operator 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 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 517-599-7825; brownj9@michigan.gov; or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

cc: Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Ms. Heidi Hollenbach, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ