



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

January 27, 2020

UPS NEXT DAY DELIVERY

Mr. Alex de Parry
Ann Arbor Builders, Inc.
202 East Madison Street
Ann Arbor, Michigan 48104

Mr. David Ford
DNA Painting
418 Cass Street
Saginaw, Michigan 48602

ID: U732000334, Saginaw County

Dear Mr. de Parry and Mr. Ford:

VIOLATION NOTICE

On January 17, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) performed an asbestos NESHAP (National Emission Standard for Hazardous Air Pollutants) complaint inspection at 208 South Michigan Avenue, Saginaw, Saginaw 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 (Act 451).

According to my investigation, Ann Arbor Builders, Inc., owns the subject commercial property and DNA Painting, performed the renovation activities which disturbed suspect building materials as part of their work at the subject facility. The National Emission Standard for Asbestos holds both the *owner and operator* equally liable for any violations.

During the inspection, staff observed the following:

The subject commercial property was in the process of being renovated. Demolition debris was observed in the building and in a dumpster. The dumpster was situated outside, adjacent to the facility. After my interview with the owner and the operator, it was determined that no asbestos inspection was performed prior to the renovation activities.

Mr. Alex de Parry and Mr. David Ford

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Process Description	Section Violated	Comments
On 1/17/2020, staff received an email complaint regarding a renovation occurring at 208 S. Michigan Ave., Saginaw. Complainant was concerned that asbestos was being disturbed and that it was not being properly handled.	40 CFR 61.145 (a)	Failure to thoroughly inspect for the presence of asbestos.

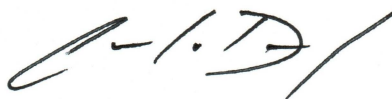
Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by February 17, 2020, (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violation occurred; an explanation of 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.

Please submit the signed written response to Mr. Craig Dechy at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or scan and email as an attachment to me at DechyC@Michigan.gov and submit a copy to Mr. Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or 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 violation cited above and for the cooperation that was extended to me during our phone conversations. If you have any questions regarding the 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 EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Craig Dechy
Environmental Quality Analyst
Air Quality Division

cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Mr. Christopher Ethridge, EGLE
Mr. Chris Hare, EGLE
Ms. Karen Kajiya-Mills, EGLE
Mr. Jason Wolf, EGLE