



GRETCHEN WHITMER
GOVERNOR

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

LANSING

EGLE
LIESL EICHLER CLARK
DIRECTOR

August 17, 2022

Bob Bernhoft
Mr. Muffer
12219 North Saginaw Road
Clio, Michigan 48420

SRN/ID: U732203811; Shiawassee County

Dear Bob Bernhoft:

VIOLATION NOTICE

On August 15, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted a complaint investigation at 1110 West Main Street, Owosso, Shiawassee 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, Mr. Muffer, owns the facility being demolished and was also the contractor performing the demolition activities. The National Emission Standard for Asbestos (NESHAP) holds the *owner and operator* liable for all violations.

During the inspection, EGLE staff observed the following:

The former residential home was demolished, the site was graded, and new crushed stone covered the lot. The intent of the demolish was for additional parking. No Notice of Intent to Renovate/Demolish was submitted to the administrator prior to the demolition activities.

Process Description	Section Violated	Comments
On 8/15/2022, a complaint was received regarding the demolition of 1110 West Main Street, Owosso. The complainant was concerned that the demolition was not following proper procedures including dust control. On 8/15/2022, a site investigation was performed.	40 CFR §61.145(b)(1)	Failure to notify the administrator prior to the demolition.

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by September 7, 2022, (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

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violation, 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 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 violation cited above and for the cooperation extended to me during our phone conversation. 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
Senior Environmental Quality Analyst
Air Quality Division

cc: Mary Ann Dolehanty, EGLE
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Robert Byrnes, EGLE
Jeremy Howe, EGLE
Jason Wolf, EGLE