



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SAGINAW BAY DISTRICT OFFICE



C. HEIDI GRETHUR
DIRECTOR

September 26, 2018

REVISED TO UPDATE CONTRACTOR'S ADDRESS

Mr. Brandon Dumont
Diamond Floor & Waterproofing Services LLC
4800 Gaston Way
Oscoda, Michigan 48750

Mr. Kenneth McInerney
Alpena Public Schools
2373 Gordon Road
Alpena, Michigan 49707

SRN: U041704783, Alpena County

Dear Mr. Dumont and Mr. McInerney:

VIOLATION NOTICE

On August 28, 2018, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of Alpena High School located at 3303 South Third Avenue, Alpena, Michigan. The purpose of this inspection was to determine Alpena High School'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, Alpena Public Schools owns the facility and Diamond Floor & Waterproofing Services LLC performed the renovation activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff was informed of the following:

Process Description	Section Violated	Comments
Mechanically abraded the asbestos-containing 9x9" vinyl floor tile (VFT) in the B-House section of the Alpena High School	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification
	40 CFR 61.145(b)(3)(i)	Failure to provide notice prior to asbestos work
	40 CFR 61.145(b)(4)(vi)	Failure to estimate the amount of Regulated Asbestos-Containing Material (RACM)
	40 CFR 61.145(c)(1)	Failure to remove RACM
	40 CFR 61.145(c)(3)	Failure to wet during stripping
	40 CFR 61.145(c)(3)(iii)	Failure to keep written approval on site

September 26, 2018

	40 CFR 61.145(c)(6)(i)	Failure to wet RACM that has been stripped
	40 CFR 61.145(c)(8)	No contractor supervisor on site
	40 CFR 61.150(a)	Visible emissions from asbestos containing waste material generated by source

Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by October 17, 2018 (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.

Please submit the written response to Matthew Karl at DEQ, AQD Saginaw Bay District Office, 401 Ketchum Street, Suite B, Bay City, Michigan 48708 or karlm@michigan.gov and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or CamilleriJ@michigan.gov.

If Diamond Floor & Waterproofing Services LLC or Alpena Public Schools 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 inspection of Alpena High School. 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,



Matthew Karl
Environmental Quality Analyst
Air Quality Division
989-439-3779

cc: Ms. Mary Ann Dolehanty, DEQ
Mr. Craig Fitzner, DEQ
Mr. Christopher Ethridge, DEQ
Ms. Jenine Camilleri, DEQ
Ms. Karen Kajiya-Mills, DEQ
Mr. Chris Hare, DEQ