



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
DETROIT DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

September 11, 2020

Mr. Paul Cunningham
Lake Pleasant Recycling & Demolition, LLC
3380 Hudson Road
Hillsdale, MI 49242

Mr. Joe Marvin
Manitou Beach Holdings, LLC
P.O. Box 264
Manitou Beach, MI 49253

SRN: U462003089, Lenawee County

Dear Mr. Cunningham and Mr. Marvin;

VIOLATION NOTICE

On August 26, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the former grocery store located at 1235 Elm St., Manitou Beach. The purpose of this inspection was to determine the owner's and operator'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, Manitou Beach Holdings LLC owns the facility and Lake Pleasant Recycling & Demolition, LLC performed the demolition activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff observed that the building had been demolished. A sample of floor tile and mastic was collected; the sample tested negative for asbestos.

Process Description	Section Violated	Comments
Demolition of a commercial building located at 1235 Elm St., Manitou Beach.	40 CFR 61.145(a)	Failure to thoroughly inspect for asbestos prior to renovation or demolition of a structure.
	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification prior to demolition.

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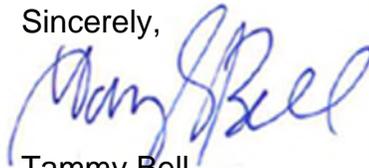
Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by October 2, 2020 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates the violations occurred; an explanation of the 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 violation 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 Ms. Tammy Bell at EGLE, AQD, 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or bellt4@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 Lake Pleasant Recycling & Demolition and/or Manitou Beach Holdings, LLC believes 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 1235 Elm St., Manitou Beach. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Tammy Bell
Senior Environmental Quality Analyst
Air Quality Division
313-330-0105

Enclosures: Fact Sheet and sample results

cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Ms. Jenine Camilleri, EGLE
Mr. Christopher Ethridge, EGLE
Ms. Karen Kajiya-Mills, EGLE
Mr. Jason Wolf, EGLE
Mr. Scott Miller, EGLE
Mr. Craig Dechy, EGLE