



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



DAN WYANT
DIRECTOR

December 18, 2015

CERTIFIED MAIL

Mr. John C. Clark, Fire Chief
Delta Township Fire Department
811 N. Canal Road
Lansing, Michigan 48917

Mr. Eric P. Heizer
Saginaw Road Investment LLC
30500 Northwestern Highway, Suite 525
Farmington Hills, Michigan 48334

SRN: U331513208; Eaton County

Dear Mr. Clark and Mr. Heizer:

VIOLATION NOTICE

On December 17, 2015, the Department of Environmental Quality (DEQ), Air Quality Division, was informed about a possible intentional burn at 7711 West Saginaw Highway, in Eaton County, Lansing, 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, Mr. Heizer is the responsible person for the subject property and Mr. Clark is the Fire Chief of the Delta Township Fire Department who performed the intentional burn. 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 was undergoing intentional burn for fire training purposes without the required 10-day notification being submitted for an intentional burn.

Process Description	Section Violated	Comments
Intentional burning of a hotel for fire training	§61.145(b)(1)	Failure to provide 10 working days notification

Mr. John C. Clark
Mr. Eric P. Heizer

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December 18, 2015

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by January 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 reoccurrence. The signed written response to this violation notice may be submitted by mail and directed to my attention at; DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909 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 517-559-7825; 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. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Mr. Brad Myott, DEQ