

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

IN THE MATTER OF:

St. Lawrence Catholic Church	)	FINDING OF VIOLATION
and School	)	
Utica, Michigan	)	EPA-5-99-MI-10
	)	
PROCEEDINGS PURSUANT TO	)	
SECTIONS 112 AND 113(a)(3) OF THE	)	
CLEAN AIR ACT, 42 U.S.C. §§ 7412	)	
AND 7413(a)(3).	)	

FINDING OF VIOLATION

Pursuant to Section 113(a)(3) of the Clean Air Act (Act), 42 U.S.C. § 7413(a)(3), the State of Michigan and St. Lawrence Catholic Church and School, (St. Lawrence), Utica, Michigan, are hereby notified that the United States Environmental Protection Agency, by authority duly delegated to the undersigned, finds St. Lawrence, in violation of Section 112 of the Act, 42 U.S.C. § 7412, and regulations promulgated thereunder setting forth National Emission Standards for Hazardous Air Pollutants for asbestos, 40 C.F.R. Part 61, Subpart M, at the demolition/renovation site located at 44633 Utica Road in Utica, Michigan.

Specifically, St. Lawrence is in violation of 40 C.F.R. §§ 61.145(c)(1), 61.145(c)(6), and 61.150(a)(iii) as follows:

Regulation

Violation

40 C.F.R. §61.145(c)(1)

St. Lawrence Church, owner of the St. Lawrence School demolition/renovation site, failed to remove all regulated asbestos containing material (RACM) from a facility being demolished or renovated before any activity begins that would break up, dislodge, or similarly disturb the material or preclude access to the material for subsequent removal.

40 C.F.R. §61.145(c)(6)

St. Lawrence Church, owner of the St. Lawrence School demolition/renovation site, failed to adequately wet the RACM and ensure that it remains wet until collected and contained or treated in preparation for disposal.

40 C.F.R. §61.150(a)(iii)

St. Lawrence Church, owner of the St. Lawrence School demolition/renovation site, failed to seal all asbestos containing waste material in leak-tight containers.

2/25/99  
Date

  
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Richard C. Karl  
Acting Director  
Air and Radiation Division *FDR*