



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



C. HEIDI GREETHER  
DIRECTOR

March 28, 2017

Mr. Nicholas J. Bachand  
Fiore Enterprises, LLC  
3411 W. Fort Street  
Detroit, MI 48216

SRN: P0807, Wayne County

Dear Mr. Bachand:

**VIOLATION NOTICE**

On March 21, 2017, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of 3401 Martin Properties, LLC located at 3401 Martin Road, Detroit, Michigan. The purpose of this inspection was to determine 3401 Martin Properties, LLC's compliance with the requirements of the federal Clean Air Act; Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); the Air Pollution Control Rules; and to investigate odor and dust complaints at 3401 Martin Road.

During the investigation, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Portable Crusher	R 336.1201(1)	Installation of a portable crusher without obtaining a permit to install pursuant to R 336.1201(1).

Mr. Nicholas Bachand, attorney and representative of 3401 Martin Properties, LLC provided the owner of the portable crusher as Fiore Enterprises, LLC. During the investigation, it was noted that Fiore Enterprises had installed unpermitted equipment at 3401 Martin Road. The AQD staff advised Mr. Bachand on March 23, 2017, that this is a violation of Act 451, Rule 201(1).

A program for compliance may include a completed PTI application for the portable crusher process equipment. An application form is available by request, or at the following website: [www.michigan.gov/deqair](http://www.michigan.gov/deqair) (in the shaded box on the upper right hand side of the page)

Be advised that Rule 201(1) requires that a permit be obtained prior to installation, construction, operation, reconstruction, relocation, or alteration of any process or process equipment which may be a source of an air contaminant.

Mr. Nicholas Bachand

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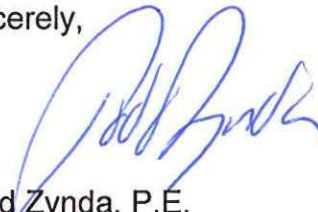
March 28, 2017

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by April 18, 2017 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates 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 dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

If Fiore Enterprises, LLC believes the above observations or statements are inaccurate or do not constitute violations 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 that was extended to me during my inspection of 3401 Martin Road and Fiore Enterprises, LLC's portable crusher. If you have any questions regarding the violation or the actions necessary to bring the portable crusher into compliance, please contact me at the number listed below.

Sincerely,



Todd Zynda, P.E.  
Environmental Engineer  
Air Quality Division  
313-456-2761

cc: Ms. LaReina Wheeler, City of Detroit BSEED

cc/via e-mail: Ms. Lynn Fiedler, DEQ

Ms. Mary Ann Dolehanty, DEQ

Mr. Chris Ethridge, DEQ

Mr. Thomas Hess, DEQ

Ms. Wilhemina McLemore, DEQ

Mr. Jeff Korniski, DEQ