



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



LIESL EICHLER CLARK
DIRECTOR

January 16, 2019

Mr. Michael McNamara
Mint City Excavating, Inc.
6700 S. Chandler Rd.
Saint Johns, MI 48879

SRN: U631809310, Oakland County

Dear Mr. McNamara:

VIOLATION NOTICE

On October 16, 2018, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the property located at 5164 Rochester Road, Troy. The purpose of this inspection was to determine BBI Holdings, LLC's, Boverhof Builders, Inc's and Mint City Excavating, Inc'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, BBI Holdings, LLC owns the facility and Boverhof Builders, Inc. was named on the demolition permit. The demolition contractor was Mint City Excavating, Inc. The NESHAP for Asbestos holds both the owner and operators liable for violations.

During the inspection, staff observed the following:

On October 16, 2018, the AQD observed a new facility being constructed at 5164 Rochester Road, Troy. During the investigation, it was noted that a residential property had been demolished at the site several months prior to make way for the construction of the Gilden Woods Early Care and Preschool building. A notification was not submitted to the AQD for the demolition.

Process Description	Section Violated	Comments
Demolition of an asbestos NESHAP subject residential building.	40 CFR 61.145(a)(1)	Failure to provide 10 working day notification prior to demolition

Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by February 6, 2019 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates the violation occurred; an explanation of the causes and duration of the violation; whether

Mr. Michael McNamara

Page 2

January 16, 2019

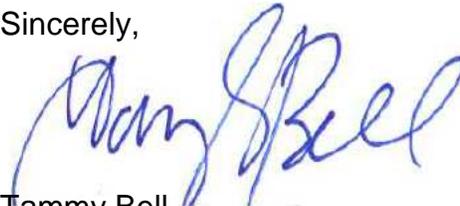
the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

Please submit the written response to Ms. Tammy Bell at DEQ, AQD 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or BellT4@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 Mint City Excavating, Inc. 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 violation cited above and for the cooperation that was extended to me during my inspection of 5164 Rochester Road, Troy. 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

Enclosure: Fact Sheet

cc: Mr. James Boverhof, BBI Holdings, LLC

Ms. Mary Ann Dolehanty, DEQ

Dr. Eduardo Olaguer, DEQ

Mr. Christopher Ethridge, DEQ

Ms. Jenine Camilleri, DEQ

Ms. Karen Kajiya-Mills, DEQ

Ms. Wilhemina McLemore, DEQ

Ms. Joyce Zhu, DEQ