



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

October 7, 2021

Mr. Nicolas Schultz
11141 Elmcrest Road
Whitmore Lake, MI 48189

Mr. Nicholas Schultz
9492 Main Street
Whitmore Lake, MI 48189

SRN: U812101845, Washtenaw County

Dear Mr. Schultz:

VIOLATION NOTICE

On April 1, April 9 and September 20, 2021, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the apartment building located at 9429 Main St., Whitmore Lake, MI. 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, Nicholas Schultz owns the facility and an unknown contractor performed the renovation activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspections, AQD staff noted renovation activities at the site. On September 20, 2021, it was noted that over 160 square feet cementitious asbestos siding had been removed from the facility, and dry asbestos siding was scattered around the building.

| Process Description | Section Violated | Comments |
|--|------------------|--|
| Asbestos NESHAP subject interior and exterior renovation activities at the former 5-unit apartment building. | 40 CFR 61.145(a) | Failure to thoroughly inspect for asbestos prior to renovation or demolition activities at the site. |

Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by October 28, 2021 (which coincides with 21

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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 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. In your response, please provide the company name, address, and contact information for the contractor that performed renovation activities at the site, and a copy of the asbestos survey for the property.

Please submit the written response to Tammy Bell at EGLE, AQD 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or bellt4@michigan.gov and submit a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

If you believe 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 our inspections of 9429 Main St. 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
Environmental Quality Specialist
Air Quality Division
313-330-0105

Enclosures: Asbestos NESHAP 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