



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



C. HEIDI GREETHER
DIRECTOR

May 23, 2017

Mr. Karl H. Thomas
HRT Enterprises
3075 SE St. Lucie Blvd.
Stuart, FL 34997

Mr. Robert Birkenshaw
City Services and Security
24437 Audrey Ave.
Warren, MI 48091

Mr. Robert Birkenshaw
City Services and Security
23126 Beecher
Eastpointe, MI 48021

SRN: U82060106, Wayne County

Dear Mr. Thomas and Mr. Birkenshaw:

VIOLATION NOTICE

On April 28, 2017, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the former Merkur Industries facility located at 11181 French Road, Detroit. The purpose of this inspection was to determine HRT Enterprises' and City Services and Security's 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 our investigation, HRT Enterprises owns the facility and City Services and Security performed the demolition activities at the facility. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

The industrial building at the site had previously been demolished and regulated asbestos containing materials (RACM) were identified, resulting in previous violations written to the owner/operator of the site. During the April 28, 2017 investigation, staff observed the following violations:

Process Description	Section Violated	Comments
Demolition at the NESHAP subject industrial property located at 11181 French Rd, Detroit.	40 CFR 61.145(c)(9)	Failure to keep RACM adequately wet
	40 CFR 61.150(b)(1)	Failure to deposit asbestos containing waste material as soon as practical

Mr. Karl H. Thomas
Mr. Robert Birkenshaw
Page 2
May 23, 2017

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by June 13, 2017 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations, whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

If HRT Enterprises and/or City Services and Security 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 violations cited above. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Tammy S. Bell
Senior Environmental Quality Analyst
Air Quality Division
313-330-0105

cc: Ms. LaReina Wheeler, City of Detroit BSEED
Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Chris Ethridge, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Ms. Wilhemina McLemore, DEQ