



STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



RICK SNYDER
GOVERNOR

DAN WYANT
DIRECTOR

September 22, 2015

7007 2680 0002 1436 3539

Mr. Eric Sabree
Wayne County Treasurer
International Center Building
400 Monroe St., 5th Floor
Detroit, MI 48226

7007 2680 0002 1436 3553

Mr. Robert Delicata
RDC Construction Services, LLC
26400 W 8 Mile Rd
Southfield MI 48033-5980

Mr. James Wright
Detroit Building Authority
1301 3rd Street
Detroit, MI 48226

SRN: U821506983, Wayne County

7007 2680 0002 1436 3546

Dear Messrs. Sabree, Delicata, and Wright:

This letter of violation supersedes the letter of violation dated September 3, 2015 issued to the Wayne County Register of Deeds, the Detroit Building Authority and RDC Construction Services, LLC. The present letter of violation reflects the correct owner for the site.

VIOLATION NOTICE

On July 20 and 22, 2015, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an investigation of the commercial property located at 11042 Kercheval, Detroit. The purpose of this investigation was to determine the Charter County of Wayne, RDC Construction Services, LLC's, and the Detroit Building Authority'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, the Charter County of Wayne owns the facility and RDC Construction Services, LLC performed the demolition activities at the facility. The Detroit Building Authority managed the demolition. The National Emission Standard for Asbestos holds both the owner and operators equally liable for violations.

During the investigation, staff found demolition debris from an ordered demolition that was dry. The demolition debris was not surveyed for asbestos and assumed to contain regulated asbestos containing materials. Sampling identified plaster that tested positive for asbestos in the debris pile.

September 22, 2015

Process Description	Section Violated	Comments
Ordered demolition of a commercial property located at 11042 Kercheval, Detroit	§61.145(c)(9)	Failure to adequately wet RACM during the wrecking operation.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by October 13, 2015 (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 the Charter County of Wayne, RDC Construction Services, LLC and/or the Detroit Building Authority 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. 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
Sr. Environmental Quality Analyst
Air Quality Division
313-330-0105

Enclosure/Sample results

- cc: Ms. LaReina Wheeler, City of Detroit BSEED
- Ms. Lynn Fiedler, DEQ
- Ms. Barb Rosenbaum, DEQ
- Ms. Teresa Seidel, DEQ
- Mr. Thomas Hess, DEQ
- Ms. Karen Kajiya-Mills, DEQ
- Ms. Wilhemina McLemore, DEQ