



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



C. HEIDI GREETHER
DIRECTOR

August 11, 2016

Mr. Don Wortham
ABC Demolition Company, Inc.
2001 Waterman
Detroit, MI 48209

Mr. Timothy Palazzolo
Detroit Building Authority
500 Griswold Street, Suite 1200
Detroit, MI 48226

Ms. Pura Bascos
Detroit Land Bank Authority
500 Griswold Street, Suite 1100
Detroit, MI 48226

SRN: U821604742, Wayne County

Dear Ms. Bascos and Messrs. Wortham and Palazzolo:

VIOLATION NOTICE

On July 28, and August 9, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of four residential properties located at 3916 Cicotte, 34 W. Parkhurst, 626 W. Robinwood and 19157 Hershey, Detroit. The purpose of this inspection was to determine ABC Demolition Company, Inc.'s, the Detroit Building Authority's and the Detroit Land Bank'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 Detroit Land Bank Authority owns 3916 Cicotte, 34 W. Parkhurst and 19157 Hershey, the Detroit Building Authority oversees the demolitions for the City of Detroit and ABC Demolition Company, Inc. performed the demolition activities at the sites. The National Emission Standard for Asbestos holds both the owner and operators equally liable for violations.

During the inspections, AQD staff Joe Goeddeke and Tammy S. Bell observed four sites where the buildings were not fully inspected for asbestos due to structural damage, and were therefore presumed to contain asbestos. The demolition debris on the sites was dry, and the sites had been demolished late May to early June 2016. The 10 day notifications did not reflect that the houses would be demolished with presumed RACM in place and had also expired. Furthermore, dry pipe insulation was found at the Robinwood site which tested positive for asbestos and the plaster at the Parkhurst site tested positive in the survey report.

Process Description	Section Violated	Comments
Residential properties demolished as part of a large blight removal project by the City of Detroit.	§61.145(b)(2)	Failure to update notice.
	§61.145(c)(6)(i)	Failure to adequately wet RACM- the demolition debris piles were dry.
	§61.150(b)(1)	Failure to deposit asbestos containing waste material as soon as practical.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by September 1, 2016 (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 ABC Demolition Company, Inc., the Detroit Building Authority, and the Detroit Land Bank 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 violations cited above and for the cooperation that was extended to us during my inspection of the residential properties. 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

Enclosures

cc: Ms. LaReina Wheeler, City of Detroit
Dr. Abdul El-Sayed, City of Detroit
Mr. Melvin Butch Hollowell, City of Detroit
cc via e-mail Mr. Brian Farkas, City of Detroit
Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Ms. Wilhemina McLemore, DEQ