



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



C. HEIDI GREETHER
DIRECTOR

August 2, 2016

CERTIFIED MAIL

Mr. Kevin Woods
BBEK Environmental, LLC
24808 Thomas
Warren, Michigan 48091

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

Mr. James Wright
Detroit Building Authority
500 Griswold Street, Suite 1200
Detroit, Michigan 48226

SRN: U821607544 & U821607546

Dear Ms. Bascos, Mr. Woods and Mr. Wright:

VIOLATION NOTICE

On July 26, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), performed an asbestos inspection at 12811 Lauder Street and also at 12826 Lauder Street, Detroit, Wayne County, Michigan. The purpose of these inspections was to determine 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 the properties and BBEK Environmental performed the abatement activities at the sites. The City of Detroit Office of Contracting and Procurement is the contract holder for the demolition and abatement, and the Detroit Building Authority oversaw the City of Detroit's demolition program. The vacant residences were abated as part of a project to remove blight within the City of Detroit. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the investigation, DEQ/AQD staff Jeremiah Brown and Tammy Bell observed the following:

The subject properties had been abated and regulated asbestos-containing material (RACM) was in a dumpster. The waste bags located in the dumpster had holes and the RACM plaster inside the bags and drums was dry. Generator labels were not placed on the bags or drums in the dumpster located in front of 12826 Lauder.

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Process Description	Section Violated	Comments
Removal of plaster at two residential properties located at 12811 and 12826 Lauder Street, Detroit.	§61.145(c)(6)(i)	Failure to Wet RACM that has been stripped
	§61.145(c)(4)	Failure to contain in leak tight container
	§61.150(a)(1)(v)	No generator labels

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by August 23, 2016, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) 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 date(s) by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The signed written response from both owner and operator to this violation notice may be submitted by mail and directed to my attention at; DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909 or scanned and sent as an email attachment to brownj9@michigan.gov.

If you believe the above observations or statements are inaccurate or do not constitute a violation 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 above and for the cooperation extended to me during our meeting and emails. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-599-7825; brownj9@michigan.gov; or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

cc: Dr. Abdul El-Sayed
Mr. Butch Hollowell
Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Ms. Heidi Hollenbach, DEQ
Ms. Wilhemina McLemore, DEQ
Mr. Tom Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ