



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



C. HEIDI GRETHOR  
DIRECTOR

December 7, 2018

Ms. Tammy Daniels  
The Detroit Land Bank Authority  
500 Griswold, Suite 1200  
Detroit, MI 48226

Mr. Tim Palazzolo  
The Detroit Building Authority  
1301 Third Street, Suite 328  
Detroit, MI 48226

Mr. David Holman  
Den-Man Contractors, Inc.  
14700 Barber Avenue  
Warren, MI 48088

SRN: U821805752, Wayne County

Dear Ms. Daniels, Mr. Holman and Mr. Palazzolo:

**VIOLATION NOTICE**

On November 26, 2018, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the residential property located at 14444 Flanders, Detroit. The purpose of the inspection was to determine 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, the Detroit Building Authority manages the City of Detroit's demolition program, the Detroit Land Bank Authority owns the property, and Den-Man Contractors, Inc. performed demolition activities at the site. The NESHAP for Asbestos holds the owner and operators liable for violations.

On November 15, 2018, the Detroit Building Authority advised the AQD that the residential property had been demolished without the removal of regulated asbestos containing materials (RACM).

Process Description	Section Violated	Comments
Demolition of the residential property located at 14444 Flanders, Detroit.	40 CFR 61.145(c)(1)	Failure to remove RACM prior to demolition.
	40 CFR 61.145(c)(4)	Failure to contain RACM in leak tight containers.
	40 CFR 61.150 (a)(1)(v)	Failure to label asbestos containing waste material (ACWM) with generator labels.

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	40 CFR 61.150(b)(1)	Failure to deposit ACWM at a Type II landfill in accordance with 40 CFR 61.154.
	40 CFR 61.150(c)	Failure to mark vehicles during loading/unloading of ACWM.

According to the asbestos survey, the building contained an estimated 110 linear feet of caulk, 50 square feet of duct insulation, and 800 square feet of plaster. An additional 7,100 square feet of plaster was noted in the asbestos survey as containing trace amounts of asbestos. The additional plaster did not appear to have been analyzed by the point count method and is presumed as RACM.

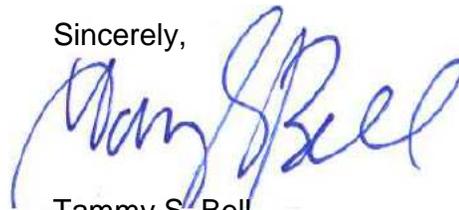
Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by December 28, 2018 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates the violations occurred; an explanation of 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.

Please submit the written response to Ms. Tammy Bell at DEQ, AQD, 3058 West Grand Boulevard, Detroit, Michigan 48202 or [bellt4@michigan.gov](mailto:bellt4@michigan.gov) and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or [CamilleriJ@michigan.gov](mailto:CamilleriJ@michigan.gov).

If Den-Man Contractors, Inc., the Detroit Land Bank Authority, 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 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 me during my inspection of 14444 Flanders, Detroit. 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

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cc: Mr. Paul Max, City of Detroit BSEED  
Ms. Mary Ann Dolehanty, DEQ  
Dr. Eduardo Olaguer, DEQ  
Mr. Christopher Ethridge, DEQ  
Ms. Jenine Camilleri, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Ms. Wilhemina McLemore, DEQ