



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
LANSING



LIESL EICHLER CLARK
DIRECTOR

June 3, 2019

UPS NEXT DAY DELIVERY

ENFORCEMENT NOTICE

In the matter of:

McDonagh Demolition
7243 West Touhy Avenue
Chicago, Illinois 60631

ID: U821900497; Wayne County
ID: U821900371; Wayne County
ID: U821900475; Wayne County
ID: U821900485; Wayne County

ATTENTION: Ms. Geraldine McDonagh:

This letter is to advise you of the commencement of escalated enforcement action against McDonagh Demolition (Company) for alleged violations that occurred at 6126, 6415, 6432, and 6433 Iroquois Avenue, in Detroit, Michigan. This letter follows the March 27, 2019 and April 25, 2019, Violation Notices issued by the Michigan Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) which details violations of the National Emission Standards for Hazardous Air Pollutants for asbestos (Asbestos NESHAP), Title 40 of the Code of Federal Regulations, Part 61, Subpart M; and Rule 942 of the Michigan Air Pollution Control Rules, Mich Admin Code, R 336.1942. These regulations hold all owners and operators, such as contractors and/or subcontractors, fully liable for compliance with the Asbestos NESHAP.

The AQD is providing the Company with an opportunity to formally resolve these violations through the entry of a legally enforceable agreement that will include a compliance program and payment of an appropriate monetary penalty pursuant to Section 5528 of Part 55 of NREPA, MCL 324.5528.

Be advised that failure to respond to this Enforcement Notice in a timely manner and adequately resolve or address the cited violations may result in further enforcement proceedings, including but not limited to, referral of the matter to the Michigan Department of Attorney General (DAG) for commencement of civil litigation. This

McDonagh Demolition

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Enforcement Notice does not preclude or limit the EGLE's ability to initiate any other enforcement action under federal or state law as appropriate.

Please contact me at 517-284-6772, or by email at wolfj2@michigan.gov, no later than Monday, June 13, 2019 to schedule a meeting to discuss the resolution of this matter.

STATE OF MICHIGAN
MICHIGAN DEPARTMENT OF ENVIRONMENT,
GREAT LAKES, AND ENERGY

By: _____

Jason Wolf

Air Quality Division, Enforcement Unit

Date: _____

6-3-19

cc: Mr. Christian Hauser, Frasco Caponigro Wineman Scheible Hauser &
Luttmann, PLLC
Mr. Neil Gordon, DAG
Ms. Karen Kajiya-Mills, EGLE
Ms. Jenine Camilleri, EGLE