



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
DETROIT DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

October 21, 2020

Mr. Nicolas Shango
27050 Telegraph Road, LLC
5550 Hampshire Drive
Flat Rock, MI 48134

Mr. Luke Swinehart
JJB Sales, LLC
49961 Golden Lake Road
Shelby Township, MI 48315

SRN: U822001288, Wayne County

Dear Mr. Shango and Mr. Swinehart:

VIOLATION NOTICE

On September 14, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the former restaurant located at 27050 Telegraph, Flat Rock. The purpose of this inspection was to determine the owner's and operator's 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, 27050 Telegraph, LLC owns the facility and JJB Sales, LLC performed the renovation/partial demolition activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, AQD staff observed the partial demolition/renovation of a commercial structure.

Process Description	Section Violated	Comments
Renovation and demolition activities at an asbestos NESHAP subject commercial building.	40 CFR 61.145(a)	Failure to thoroughly inspect for asbestos prior to renovation/demolition activities.
	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification prior to demolition.

Mr. Shango and Mr. Swinehart
27050 Telegraph, LLC and JJB Sales, LLC
Page 2
October 21, 2020

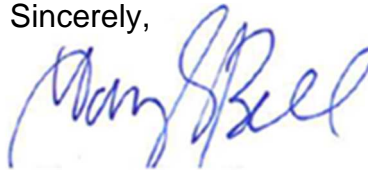
Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by November 11, 2020 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates the violations occurred; an explanation of 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 EGLE, AQD 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or bellt4@michigan.gov and submit a copy to Mr. Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

If 27050 Telegraph, LLC and JJB Sale, LLC 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 27050 Telegraph, Flat Rock. 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 Bell
Senior Environmental Quality Analyst
Air Quality Division
313-330-0105

cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Ms. Jenine Camilleri, EGLE
Mr. Christopher Ethridge, EGLE
Ms. Karen Kajiya-Mills, EGLE
Mr. Jason Wolf, EGLE
Dr. April Wendling, EGLE