



GRETCHEN WHITMER  
GOVERNOR

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



LIESL EICHLER CLARK  
DIRECTOR

April 27, 2020

Mr. Paul Ajegba, Director  
Michigan Department of Transportation  
425 W. Ottawa St.  
P.O. Box 30050  
Lansing, Michigan 48909

Mr. Harold Zweng Jr.  
Environmental Services Section Manager  
Michigan Department of Transportation  
425 W. Ottawa St.  
P.O. Box 30050  
Lansing, Michigan 48909

Mr. Clay Malloure  
CA Hull Company, Inc.  
8177 Goldie St.  
Walled Lake, MI 48390

SRN: U822001322, Wayne County

Dear Sirs

### **VIOLATION NOTICE**

On April 2, 2020 the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the Townsend Avenue pedestrian bridge over I-94 in Detroit, Michigan. 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 structure is owned by the Michigan Department of Transportation (MDOT) and was demolished by CA Hull Company, Inc. The NESHAP for Asbestos holds both owner and operator liable for violations.

During the inspection, AQD staff noted that a notice of intent to demolish was not submitted for the above structure prior to demolition. The partially collapsed structure was demolished on March 27, 2020 under emergency conditions. The notification should have been submitted as soon as possible to the AQD prior to or no later than twenty-four hours after the demolition of the structure. There is a protocol for emergency

Mr. Paul Ajegba  
Mr. Harold Zweng Jr.  
Mr. Clay Malloure  
Page 2  
April 27, 2020

demolitions of this nature. No materials from the bridge demolition were tested for asbestos content prior to demolition and disposal.

Process Description	Section Violated	Comments
Emergency demolition of a partially collapsed bridge over an operational interstate expressway	40 CFR 61.145(b)(3) iii	Failure to notify the AQD as early as possible before, but not later than, the following working day for an emergency demolition.
Demolition activities without a prior thorough asbestos survey.	40 CFR 61.145(a)	Failure to thoroughly inspect for the presence of asbestos.

Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by May 18, 2020 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates 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 dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

Please submit the written response to Mr. Jeffrey Benya at EGLE, AQD 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or [benyaj@michigan.gov](mailto:benyaj@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](mailto:wolfj2@michigan.gov).

If MDOT or CA Hull Company, Inc. 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 violation cited above. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Jeffrey J. Benya  
Environmental Quality Analyst  
Air Quality Division  
313-618-0372

Mr. Paul Ajegba  
Mr. Harold Zweng Jr.  
Mr. Clay Malloure  
Page 3  
April 27, 2020

Enclosure

cc: Mr. Paul Max, City of Detroit BSEED  
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