



GRETCHEN WHITMER
GOVERNOR

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

EGLE
DANIEL EICHINGER
ACTING DIRECTOR

February 15, 2023

Brian Barczyk
The Reptarium LLC
45555 Van Dyke Avenue
Utica, MI 48317

Matt Stark
The Donato Group Inc.
1090 Doris Road
Auburn Hills, MI 48326

SRN: U822300798, Oakland County

Dear Brian Barczyk and Matt Stark:

VIOLATION NOTICE

On February 6, 2023, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the commercial property located at 45550 Van Dyke Avenue, Utica, Michigan. The purpose of this 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 Reptarium LLC owns the facility and The Donato Group Inc. performed the renovation activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff observed the following: A commercial property undergoing interior renovations. The required thorough inspection for asbestos was not conducted prior to said renovation activities.

Process Description	Section Violated	Comments
Renovation activities at a subject commercial building.	40 CFR 61.145(a)	Failure to thoroughly inspect for the presence of asbestos containing materials prior to renovation/demolition.

Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by March 8, 2023 (which coincides with 21

Brian Barczyk, The Reptarium LLC
Matt Stark, The Donato Group Inc.
Page 2
February 15, 2023

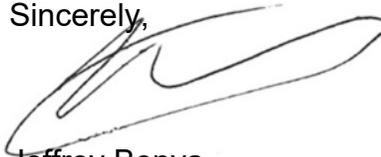
calendar days from the date of this letter). The response should include: the dates the violation occurred; an explanation of the causes and duration of the violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation and the dates by which these actions will take place; and what steps are being taken to prevent a recurrence.

Please submit the written response to Jeffrey Benya at EGLE, AQD Detroit District Office, 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or benyaj@michigan.gov and submit a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

If either party 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 and for the cooperation that was extended to me during my inspection of 45550 Van Dyke Avenue. 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 Benya
Senior Environmental Quality Analyst
Air Quality Division
313-618-0372

Enclosure: Asbestos NESHAP Fact Sheet

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Joyce Zhu, EGLE
Jason Wolf, EGLE