



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

April 3, 2020

Mr. Mike Choudhary
DMC Consultants, Inc.
13500 Foley
Detroit, MI 48227

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

Mr. Ron Crawford
The Detroit Building Authority
1301 Third Street, Suite 328
Detroit, Michigan 48226

SRN: U822001121, Wayne County

Dear Mr. Choudhary, Ms. Daniels and Mr. Crawford:

VIOLATION NOTICE

On March 18, 2020, March 20, 2020 and March 30, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the vacant residential property located at 1612 McKinstry Street, Detroit, MI 48209. 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 property is owned by the Detroit Land Bank Authority and was demolished by DMC Consultants, Inc. The Detroit Building Authority manages the City of Detroit's demolition program. The NESHAP for Asbestos holds owners and operators liable for violations.

During the inspection, staff observed the following:

The home was demolished as an Ordered Demolition on March 18, 2020 and presumed to contain regulated asbestos containing materials (RACM). Demolition was observed by EGLE AQD staff and it was noted that the exterior siding of the structure was transite (a suspect ACM). On March 20, 2020 staff inspected the site and noted transite siding pieces throughout the site, including off property and into the street apron area. Additional clean-up activities were conducted by DMC. The material was sampled and tested positive for asbestos. It was also noted that new fill was piled over the majority of the site, awaiting final grade. On March 30, 2020 another inspection was conducted and transite was still noted on site. DMC conducted additional clean-up activities.

Process Description	Section Violated	Comments
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Demolition of a residential structure deemed an emergency demolition by the City of Detroit.	40 CFR 61.150(b)(1) AQD Consent Judgment No. 18-862	Failure to deposit asbestos containing waste in a Type II landfill.
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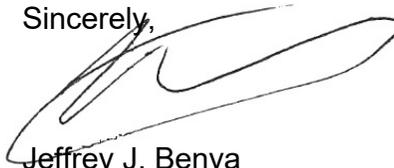
Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by April 24, 2020 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates the violation occurred; an explanation of the causes 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 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 the DLBA, the DBA and/or DMC Consultants, 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

Enclosures: Sample results

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
Dr. April Wendling, EGLE
Mr. Jason Wolf, EGLE