



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

April 30, 2024

VIA USPS

Wilfred Brown
City of Flint
1101 South Saginaw Street
Flint, Michigan 48502

Mark Bolle
Bolle Contracting, LLC
408 East Fourth Street
Clare, Michigan 48617

SRN/ID: U252306944; U252306942; Genesee County

Dear Wilfred and Mark:

VIOLATION NOTICE

On April 22, 2024, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted an inspection at 3521 Hogarth Avenue and 737 Fenton Road, Flint, Genesee County. The purpose of this inspection was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations (40 CFR), Part 61, Subpart M (National Emission Standard for Asbestos), and Rule 942 of Part 55, Air Pollution Control of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.

According to my investigation, the City of Flint, owns the facilities and Bolle Contracting, LLC, performed the demolition as-containing activities. The National Emission Standard for Asbestos (NESHAP) may hold both the *owner and operator* liable for all violations.

During the inspection, EGLE, AQD staff observed the following:

The facilities were demolished, however, the sites were not backfilled or graded. Suspect demolition debris was observed at both sites and cementitious siding material was sampled. The sampled material tested positive for asbestos. The asbestos containing waste material was noted as being dry and loose across the site. The contractor failed to keep the material wet and properly dispose of it.

Process Description	Section Violated	Comments
On 4/22/2024, post demolition inspections were performed at 3521 Hogarth Ave, and 737 Fenton Rd., Flint. Asbestos containing waste material was observed dry and loose at both locations.	40 CFR §61.150(a)(3)	Failed to adequately wet.
	40 CFR §61.150 (b)(1)	Failed to properly dispose of asbestos containing waste material.
	Consent Order: AQD No. 2019-15	

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Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by May 24, 2024. The written response should include: the date(s) 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 date(s) by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The *signed* written response from both the owner and operator to this violation notice, may be submitted by mail and directed to Jeremy Howe at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. You must also include a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. The response may be scanned and e-mailed to HoweJ1@Michigan.gov and WolfJ2@Michigan.gov.

If you believe the above observations or statements are inaccurate or do not constitute a violation of the applicable legal requirements cited, please provide appropriate factual information to explain your position.

Thank you for your attention to resolving the violations cited above and for the cooperation extended to me. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-749-2891; DechyC@Michigan.gov; or the post office box address provided in the paragraph above.

Sincerely,



Craig W. Dechy
Senior Environmental Quality Analyst
Air Quality Division

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Robert Byrnes, EGLE
Jeremy Howe, EGLE
Jason Wolf, EGLE