

Novak Construction Inc.

3620 Van Dyke Rd
Almont, MI 48003

February 3, 2025

Mr. Craig W. Dechy
Senior Environmental Quality Analyst
EGLE – ADQ
P.O. Box 30260
Lansing, Michigan 48909-7760

**RE: ASBESTOS EPA NESHAP VIOLATION RESPONSE
DEMOLITION ACTIVITIES AT 400 EAST THIRD STREET
IMLAY CITY, MICHIGAN**

Dear Mr. Dechy:

On January 21, 2025, an inspector from EGLE – ADQ conducted a site inspection at 400 East Third Street in Imlay City, Michigan to investigate a complaint related to a demolition project at the address. Novak Construction was retained by the City of Imlay City to demolish the deteriorated building located at the site. A letter dated November 6, 2024 from the Imlay City Police Department (Mr. Brett D. Selby, Chief of Police) detailed the condition of the building. The letter stated that the building was deteriorated and “an immediate public safety emergency”. The exterior of the building was found to be showing signs of severe cracking with brick separating outward; the fascia was leaning inward; and it was noted to have a collapsed rubber roof. Subsequently, Novak Construction demolished the building on January 14, 2025, which took little effort due to its condition. The final razing and waste loadout was conducted in one work day. At the time, Novak Construction was not aware of the requirements to conduct an asbestos inspection and notify EGLE of the demolition when the building was in such a deteriorated condition.


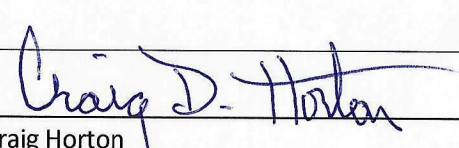
Due to the subsequent asbestos NESHAP violations and in an effort to prevent reoccurrence, Novak Construction will make immediate changes to internal standard operating procedures on all future projects.

1. Prior to any renovation or demolition, Novak Construction will retain an environmental, health and safety consultant to conduct a thorough inspection. The consultant will determine if there is any asbestos present before any work activities are started at the site that would disturb the building.
2. The asbestos inspection will happen even if the building appears to be structurally unsafe to enter. Novak Construction will rely on the expertise of the consultant to aid in determining whether or not the demolition is considered to be an “ordered demolition” according to the EPA NESHAP regulation or if it can be safely abated. If the consultant recommends an “ordered demolition” approach, Novak Construction will obtain the order from the appropriate qualified person detailing the requirement to demolish. If it can be safely abated, Novak Construction will retain a state of Michigan licensed asbestos abatement contractor to conduct the removal activities.
3. The consultant will aid Novak Construction in understanding regulatory requirements related to asbestos-containing materials and how to implement all required work practices. This will include when a notification must be submitted to the state of Michigan for a demolition.
4. Novak Construction has retained Performance Environmental Services, Inc. (located at 28004 Center Oaks Court, Suite 200, Wixom, Michigan) to conduct the activities discussed in the above items. Their knowledge and experience will prove beneficial to Novak Construction as it relates to renovation and demolition activities that are impacted by asbestos-containing materials.

5. In order to better prepare Novak Construction employees at jobsites on handling asbestos-containing materials, Performance Environmental Services, Inc. will be requested to conduct asbestos awareness training classes for our staff.

If you have any questions, comments or suggestions regarding this response, please feel free to contact us.

Sincerely,

 James Novak President Novak Construction 3620 Van Dyke Road Almont, Michigan 48003	 Craig Horton City Manager City of Imlay City 150 North Main Street Imlay City, Michigan 48444
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