



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



C. HEIDI GRETHUR  
DIRECTOR

April 12, 2017

Mr. Mohammed Al-Shihabi  
Van Dyke Real Estate Investments, LLC  
5810 Hartwell  
Dearborn, MI 48126

Mr. Ali Mokahal  
The LED Lion, Inc./Orca Co.  
26384 Woodward Circle  
Dearborn Heights, MI 48127

Mr. Lee Hitow  
Modernistic Water Restoration, LLC  
1460 Rankin Drive  
Troy, MI 48083

SRN: U501702090, Macomb County

Dear Sirs:

### **VIOLATION NOTICE**

On April 5 and 12, 2017, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the commercial building located at 30500 Van Dyke, Warren. The purpose of this inspection was to determine the owner and operator(s) compliance with the requirements of Title 40 of the Code of Federal Regulations, 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 our investigation, Van Dyke Real Estate Investments, LLC owns the facility and The LED Lion, Inc./Orca Co. and Modernistic Water Restoration, LLC performed renovation activities at the facility. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, DEQ AQD staff Tammy S. Bell observed that a power outage early March had resulted in water damage in the building. The LED Lion, Inc./Orca Co. and Modernistic Water Restoration, LLC performed restoration/renovation activities at the site as a result of the water damage. Activities included the disturbance, removal and disposal of building materials over 160 square feet prior to the required thorough inspection for asbestos. Asbestos-containing materials were found at the site by the DEQ.

April 14, 2017

Process Description	Section Violated	Comments
Renovation activities after a water intrusion incident located at 30500 Van Dyke, Warren.	§61.145(a)	Failure to thoroughly inspect for asbestos.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by May 5, 2017 (which coincides with 21 calendar days from the date of this letter). The written 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.

If Van Dyke Real Estate Investments, LLC, The LED Lion, Inc./Orca Co. and/or Modernistic Water Restoration, LLC believes the above observations or statements are inaccurate or do not constitute violations of the applicable legal requirements cited, please provide appropriate 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 30500 Van Dyke, Warren. 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,



Tammy S. Bell  
Senior Environmental Quality Analyst  
Air Quality Division  
313-330-0105

Enclosure: Sample results, fact sheet

cc: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Mr. Chris Ethridge, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Ms. Joyce Zhu, DEQ