



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

November 18, 2020

Mr. Franco Mancini
Broken Sound, LLC
53200 Van Dyke Ave., Suite 200
Shelby Township, MI 48316

Mr. Gary Tarr
Tarr's Service, Inc.
2009 Milverton Dr.
Troy, MI 48083

SRN: U502003825, Macomb County

Dear Mr. Mancini and Mr. Tarr:

VIOLATION NOTICE

On October 26, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the residential structures located at 7725, 7777 and 7825 25 Mile Road, Shelby Township. These structures were demolished as part of a commercial project. 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, Broken Sound, LLC owns the property and Tarr's Service, Inc. performed the demolition activities at the property. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, AQD staff observed the following: Three vacant residential properties demolished as part of a commercial project. There was no Notice of Intent to Demolish on file. Demolition of the structures on the properties occurred in July of 2020.

Process Description	Section Violated	Comments
Demolition of three residential properties to facilitate a commercial project without a Notification of Intent to Demolish/Renovate on file.	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification.

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Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by December 9, 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 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 any 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 the property listed. 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: NESHAP Fact Sheet, Sample Results

cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Ms. Jenine Camilleri, EGLE
Mr. Christopher Ethridge, EGLE
Ms. Karen Kajiya-Mills, EGLE
Mr. Jason Wolf, EGLE
Ms. Joyce Zhu, EGLE