



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

August 12, 2019

Mr. Vito Columbo
Columbo Construction
57842 Grey Fox Glen
Washington, MI 48089

Mr. Ari Siessler
Eden Property Group, LLC
4089 Foxpointe Drive
West Bloomfield, MI 48323

SRN: U631907111, Oakland County

Dear Mr. Columbo and Mr. Siessler:

VIOLATION NOTICE

On July 26, 2019, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted a complaint inspection of the Gateway Center located at 105, 109 and 119 S. Main, Rochester. The purpose of this inspection was to determine the owner's and operator's 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 Eden Property Group, LLC owns the facility and Columbo Construction performed the renovation activities for Active Future Solutions at the facility. The NESHAP for Asbestos holds both the owner and operator liable for violations.

During the inspection, staff observed that building materials had been disturbed during interior demolition. A copy of the asbestos survey that was conducted prior to the renovation was requested but was not provided to the AQD.

Process Description	Section Violated	Comments
Disturbance of building materials located at 105, 109 and 119 S. Main, Rochester, MI.	40 CFR 61.145(a)(1)	Failure to thoroughly inspect for asbestos prior to renovation activities.

If the facility was not thoroughly inspected for asbestos prior to renovation, the following violations may have also occurred:

Process Description	Section Violated	Comments
Renovation activities at 105, 109 and 119 S. Main, Rochester.	40 CFR 61.145(b)(3)(i)	Failure to provide notice prior to asbestos work.
	40 CFR 61.145(b)(4)(vi)	Failure to estimate the amount of Regulated Asbestos-Containing Material (RACM)
	40 CFR 61.145(c)(1)	Failure to remove RACM.
	40 CFR 61.145(c)(3)	Failure to wet during stripping
	40 CFR 61.145(c)(3)(iii)	Failure to keep written approval on site.
	40 CFR 61.145(c)(4)	Failure to contain in leak tight container.
	40 CFR 61.145(c)(6)(i)	Failure to wet RACM that has been stripped.
	40 CFR 61.145(c)(8)	No contractor supervisor on site.
	40 CFR 61.145(c)(9)	Failure to wet RACM during demolition.
	40 CFR 61.145(c)(10)	Failure to remove RACM in building demolished by fire.
	40 CFR 61.150(a)	Visible emissions from asbestos containing waste material generated by source.
	40 CFR 61.150(a)(1)(ii)	Visible emissions from handling operations.
	40 CFR 61.150(a)(1)(iii)	Failure to seal while wet.
	40 CFR 61.150(a)(1)(v)	No generator labels.
	40 CFR 61.150(b)(1)	Failure to deposit asbestos containing waste material as soon as practical.
40 CFR 61.150(c)	No signs during loading and unloading.	

Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by September 3, 2019 (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

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Mr. Ari Siessler
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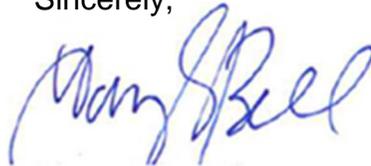
proposed to be taken to correct the violation and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

Please submit the written response to Ms. Tammy Bell at EGLE, AQD 3058 W. Grand Blvd., Suite 2-300, Detroit, Michigan 48202 or bellt4@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 Columbo Construction and/or Eden Property Group, LLC 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 105, 109 and 119 S. Main, Rochester. 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 Bell
Senior Environmental Quality Analyst
Air Quality Division
313-330-0105

Enclosure: Fact Sheet and 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