



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



DAN WYANT  
DIRECTOR

September 4, 2015

7007 2680 0002 1436 3485

Mr. Bernard J. Youngblood  
Wayne County Register of Deeds  
International Center Building  
400 Monroe St., 7<sup>th</sup> Floor  
Detroit, MI 48226

7007 2680 0002 1436 3508

Mr. James Wright  
Detroit Building Authority  
1301 3rd Street  
Detroit, MI 48226

7007 2680 0002 1436 3492

Mr. Robert Delicata  
RDC Construction Services, LLC  
26400 W 8 Mile Rd  
Southfield MI 48033-5980

SRN: U821506983, Wayne County

Dear Messrs. Youngblood, Delicata and Wright:

**VIOLATION NOTICE**

On July 20 and 22, 2015, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an investigation of the commercial property located at 11042 Kercheval, Detroit. The purpose of this investigation was to determine the Charter County of Wayne, RDC Construction Services, LLC's, and the Detroit Building Authority'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, the Charter County of Wayne owns the facility and RDC Construction Services, LLC performed the demolition activities at the facility. The Detroit Building Authority managed the demolition. The National Emission Standard for Asbestos holds both the owner and operators equally liable for violations.

During the investigation, staff found demolition debris from an ordered demolition that was dry. The demolition debris was not surveyed for asbestos and assumed to contain regulated asbestos containing materials. Sampling identified plaster that tested positive for asbestos in the debris pile.

Process Description	Section Violated	Comments
Ordered demolition of a commercial property located at 11042 Kercheval, Detroit	§61.145(c)(9)	Failure to adequately wet RACM during the wrecking operation.

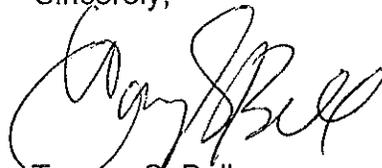
Messrs. Youngblood, Delicata and Wright  
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Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by September 25, 2015 (which coincides with 21 calendar days from the date of this letter). 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 the Charter County of Wayne, RDC Construction Services, LLC and/or the Detroit Building Authority 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. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



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

Enclosure/Sample results

cc: Ms. LaReina Wheeler, City of Detroit BSEED  
Ms. Lynn Fiedler, DEQ.  
Ms. Barb Rosenbaum, DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Ms. Wilhemina McLemore, DEQ

**Air/Material Sampling Report**

**Michigan Department of Licensing and Regulatory Affairs  
Michigan OSHA/Occupational Health Laboratory**

1. Reporting ID			2. Inspection/Visit/Intervention Number			3. Sampling Number																
4. Establishment Name						5. Public/Private (For Consultation use only) <input type="checkbox"/> Self-Help <input type="checkbox"/> Public <input type="checkbox"/> Private																
6. Person Performing Sampling (Signature) <i>[Signature]</i>				7. CSHO ID		8. Sampling Date 7-20 + 7-22		9. Shipping Date 7-23														
10. Employee Name: <i>Tummy S. Bell</i>				11. Job Title: <i>EX A 12</i>																		
12. Exposure Information			a. Number:		b. Frequency:		13. Photo(s) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No															
Exposure Summary																						
14. Line No.	15. Substance Code	16. Rqstd.	17. Smpl. Type	18. Exp. Type	19. Exposure Level	20. Units	21. PEL	22. Adj.	23. Severity	24. Citation/Hazard Information				No Cit.	FTA	Over Exp.	Eng.	PPE	Trng.	Med.	Other	No Haz.
1.																						
2.																						
3.																						
4.																						
5.																						
25. Additives (Enter Line Numbers for those agents contributing to additive effect)																						
26. Total Number of Lines (14):										27. Date Results Received from Laboratory:												
28. Pump Model:						Pump #:			Sampling Data													
29. Sample Submission Number						K-1		K-2		K-3		11042-4		11042-5		11042-6						
30. Sample Type/Media						plaster		roofer		plaster		plaster		plaster		plaster						
31. Filter/Tube Number																						
32. Time On																						
Time Off																						
33. Total Time (in minutes)																						
34. Flow Rate <input type="checkbox"/> l/min <input type="checkbox"/> ml/min																						
35. Volume (in liters)																						
36. Lab Sample Number						152676		152677		152678		152679		152680		152681						
37. Analyze For:				38. RL*		Results																
1. Asbestos 9020				1%		NDL-skin		NDL		NDL-skin		NA		NA		NA						
2.						NDL-base				2chrysotile-base												
3.																						
4.																						
5.																						
39. Results expressed in % unless otherwise noted.										40. Test Method: OHL2004M9020MOPV3.0												
41. Interferences and IH Comments to Lab						42. Supporting Samples						43. Chain of Custody			Date		Initials					
test plaster until positive  F20150387 NA: Not analyzed per comment above. * Reporting Limit						a. Blanks:						a. Seals Intact?			(Y)   N		Sharp					
												b. Rec'd in Lab			7/28/2015		Sharp					
												c. Rec'd by Anal.			7/31/15		Amg80					
												d. Anal. Completed			7/31/15		Amg80					
												e. Calc. Checked			8-5-15		AW991					
												f. Supr. OK'd			8-5-15		AW991					
Samples NOT blank corrected unless otherwise indicated.																						

copy Scott Thelan + Nikilia Clark MIOSHA OSHA D