



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



KEITH CREAGH
DIRECTOR

June 22, 2016

Mr. Jesse Brown
Brown Environmental Construction
2389 E. Outer Drive
Detroit, MI 48234

Ms. Pura Bascos
Detroit Land Bank Authority
500 Griswold, Suite 1100
Detroit, MI 48226

Mr. James Wright
Detroit Building Authority
500 Griswold St., Suite 1200
Detroit, MI 48226

Ms. Iva Patterson
City of Detroit Office of Contracting & Procurement
1301 Third Street, 6th Floor
Detroit, MI 48226

SRN: Various, Wayne County

Dear Meses. Patterson and Bascos and Messrs. Brown and Wright:

VIOLATION NOTICE

On June 15 and 16, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the following residential properties located in Detroit:

- 568 Smith (SRN U821604667)
- 17172 Caldwell (SRN U821604665)
- 8777 Epworth (SRN U821604644)
- 12919 Gable (SRN U821604654)
- 6593 Stanford (SRN U82160464)

The purpose of this inspection was to determine Brown Environmental Construction's, the City of Detroit Office of Contracting and Procurement's, the Detroit Building Authority's and the Detroit Land Bank 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 Detroit Land Bank Authority owns the properties and Brown Environmental Construction performed the demolition activities at the sites. The City of Detroit Office of Contracting and Procurement is the contract holder for the demolition, and the Detroit Building Authority oversees the City of Detroit's demolition program. The vacant residences were demolished as part of a project to remove blight within the City of Detroit. The National Emission Standard for Asbestos holds both the owner and operators equally liable for violations.

During the inspection, DEQ AQD staff Tammy S. Bell and Jeremiah Brown found that the residential properties were demolished prior to the removal of regulated asbestos-containing materials.

Process Description	Section Violated	Comments
Five residential properties demolished June 2 and 3, 2016.	§61.145(b)(3)(iv)(A)(2), DEQ AQD Consent Order 25-2013.	Failure to update start date of demolition.
	§61.145(c)(1), DEQ AQD Consent Order 25-2013.	Failure to remove RACM prior to demolition.
	§61.145(c)(4), DEQ AQD Consent Order 25-2013.	Failure to contain RACM in a leak tight container.

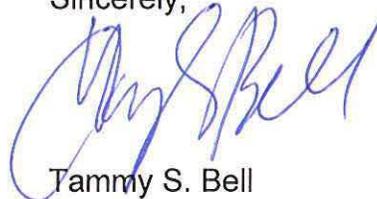
Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by July 13, 2016 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations; whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The signed written response to this violation notice may be submitted by mail and directed to my attention at: DEQ, 3058 West Grand Boulevard, Suite 2-300, Detroit Michigan, 48202, or scanned and sent as an e-mail attachment to bellt4@michigan.gov. Please note that **all** parties should provide a response to this violation notice.

If Brown Environmental Construction, the City of Detroit Office of Contracting & Procurement, the Detroit Building Authority, and/or the Detroit Land Bank Authority believe 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.

Mses. Patterson and Bascos
Messrs. Brown and Wright
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Thank you for your attention to resolving the violations cited above and for the cooperation that was extended to us during our inspection of residential properties. 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
Senior Environmental Quality Analyst
Air Quality Division
313-330-0105

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