



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF  
ENVIRONMENT, GREAT LAKES, AND ENERGY  
LANSING



PHILLIP D. ROOS  
DIRECTOR

October 7, 2024

VIA UPS NEXT DAY DELIVERY

Michael Berry  
B & D Investments, LLC  
27101 Simone Street  
Dearborn Heights, Michigan 48127

Hakim Shakir and Michael Berry  
32190 Schoolcraft Road  
Livonia, Michigan 48150

SRN: U822405727; Wayne County

Dear Michael Berry and Hakim Shakir:

**VIOLATION NOTICE**

On September 20, 2024, and September 24, 2024, the Michigan Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted an inspection of the commercial building located at 18650 Ford Road, Detroit, Wayne County. 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 (40 CFR), 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, B & D Investments, LLC is the owner of the facility. The contractor that performed the demolition activities is unknown. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, AQD staff noted a commercial building had been partially demolished. No one was working at the site, nor could any building permits be found online that identified the contractor conducting the work.

Process Description	Section Violated	Comments
Demolition of a former restaurant located at 18650 Ford Road, Detroit. Demolition under the regulation is the removal of any load supporting structures at a facility.	§61.145(b)	Failure to provide the Administrator (EGLE, AQD) with notification to demolish 10 working days prior to demolition.

If a thorough inspection for asbestos was not conducted prior to partial demolition of the facility by a State of Michigan licensed asbestos building inspector, the following violations may also apply:

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Process Description	Section Violated	Comments
Demolition of a former restaurant located at 18650 Ford Road, Detroit.	40 CFR 61.145(a)	Failure to thoroughly inspect the affected facility or part of the facility where the demolition or renovation operation will occur for the presence of asbestos, including Category I and Category II nonfriable ACM
	40 CFR 61.145(b)(2)	Failure to update notice.
	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 November 1, 2024. The written response should include:

- The date(s) the violation occurred;
- An explanation of the causes and duration of the violation;

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- 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 date(s) by which these actions will take place and what steps are being taken to prevent a reoccurrence;
- The name, address and contact information for the company that partially demolished the building; and
- A copy of the asbestos survey that was conducted prior to demolition and any asbestos abatement records for the site.

The signed written response to this violation notice may be submitted by mail and directed to the attention of Jeremy Howe, Supervisor, Technical Programs Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 and must include a copy to Jason Wolf, Enforcement Unit at the same address. The response may be scanned and e-mailed to [HoweJ1@Michigan.gov](mailto:HoweJ1@Michigan.gov) and [WolfJ2@Michigan.gov](mailto:WolfJ2@Michigan.gov).

If you 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.

Thank you for your attention to resolving the violation cited for 18650 Ford Road, Detroit. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at [BellT4@Michigan.gov](mailto:BellT4@Michigan.gov) or at the number below.

Sincerely,



Tammy Bell  
Environmental Quality Specialist  
Air Quality Division  
313-330-0105

Enclosure: Asbestos NESHAP fact sheet  
cc: Crystal Gilbert-Rogers, City of Detroit  
Mark Baron, City of Detroit  
Annette Switzer, EGLE  
Christopher Ethridge, EGLE  
Brad Myott, EGLE  
Dr. April Wendling, EGLE  
Jeremy Howe, EGLE  
Jason Wolf, EGLE