



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
AIR QUALITY DIVISION



PHILLIP D. ROOS
DIRECTOR

December 11, 2024

UPS NEXT DAY DELIVERY

ENFORCEMENT NOTICE

In the matter of:

Mike Berry
B&D Investment, LLC
27101 Simone Street
Dearborn Heights, Michigan 48127

SRN: U822405727; Wayne County

ATTENTION: Mike Berry

This letter is to advise you of the commencement of an escalated enforcement action against B&D Investment, LLC (Company) for alleged violations that occurred at 18650 Ford Road, Detroit, Michigan. This letter follows the October 7, 2024, Violation Notice issued by the Michigan Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) which details violations of the National Emission Standards for Hazardous Air Pollutants for asbestos (Asbestos NESHAP), Title 40 of the Code of Federal Regulations, Part 61, Subpart M; and Rule 942 of the Michigan Air Pollution Control Rules, Mich Admin Code, R 336.1942. These regulations hold all owners and operators, such as contractors and/or subcontractors, fully liable for compliance with the Asbestos NESHAP.

The AQD is providing the Company with an opportunity to formally resolve these violations through the entry of a legally enforceable agreement that will include a compliance program and payment of an appropriate monetary penalty pursuant to Section 5528 of Part 55 of Natural Resources and Environmental Protection Act, MCL 324.5528.

Be advised that failure to respond to this Enforcement Notice in a timely manner and adequately resolve or address the cited violations may result in further enforcement proceedings, including but not limited to, referral of the matter to the Michigan Department of Attorney General (DAG) for commencement of civil litigation. This Enforcement Notice does not preclude or limit EGLE's ability to initiate any other enforcement action under federal or state law as appropriate.

ENFORCEMENT NOTICE

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Please contact me at 517-275-0943, or by email at WolfJ2@Michigan.gov, no later than Friday, December 20, 2024, to schedule a meeting to discuss the resolution of this matter.

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

By: _____

Jason Wolf

Air Quality Division, Enforcement Unit

Date: 12/11/2024

cc: Margaret Bettenhausen, DAG
Tammy Bell, EGLE
Jenine Camilleri, EGLE