



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



DAN WYANT  
DIRECTOR

July 1, 2015

Mr. Jesse Brown  
Brown Environmental Construction  
2389 E Outer Drive  
Detroit MI 48234-1958

Mr. Maurice Cox  
City of Detroit Planning and Development Department  
65 Cadillac Square, Suite 2300  
Detroit MI 48226

Mr. Kevin Simowski  
Detroit Land Bank Authority  
65 Cadillac Square, Suite 3200  
Detroit, MI 48226

SRN: Various, Wayne County

Dear Messieurs Brown, Cox and Simowski,

**VIOLATION NOTICE**

On June 6 and June 18, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of several residential properties located in the City of Detroit. The properties are 14363 Dacosta, 17450 McDougall, 13784 Gable, 13984 Lumpkin, 17232 Dean, 14350 Minock, 16716 Dolphin and 14200 Evergreen, Detroit. The purpose of this inspection was to determine Brown Environmental Construction'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 facilities, the City of Detroit Planning and Development Department managed the demolitions, and Brown Environmental Construction performed demolition/renovation activities at the facility. The National Emission Standard for Asbestos holds both the owner and operator(s) equally liable for violations.

On June 6, 2015, AQD inspector Tammy Bell inspected a residential property located at 17232 Dean, Detroit. A 10 day Notification of Intent to Demolish had not been submitted for the demolition of the property. The owner of the property was identified as the Detroit Land Bank Authority. It was discovered that the other properties identified above were also demolished without submittal of a 10 day notification prior to demolition activities. Also, several of the demolished properties were identified as having regulated asbestos containing materials: 17450 Jos Campau, 17534 McDougall, 13784 Gable, 13984 Lumpkin and 17323 Dean. A 10 day notification of intent to renovate was not submitted for these

Messieurs Brown, Cox and Simowski  
Page 2  
July 1, 2015

properties. Documentation demonstrating the materials were removed prior to demolition was not provided by the date of this letter.

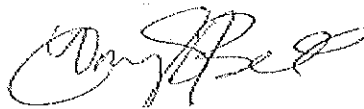
Process Description	Section Violated	Comments
Asbestos-NESHAP subject residential properties.	§61.145(b)(1), DEQ AQD Consent Order No. 25-2013.	Failure to provide 10 working day notification for demolition /renovation activities.
	§61.145(c)(1), DEQ AQD Consent Order No. 25-2013.	Failure to remove RACM prior to demolition.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by July 22, 2015 (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.

If Brown Environmental Services, LLC, the City of Detroit Planning and Development Department Environmental Department and/or the Detroit Land Bank 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 violations cited above and for the cooperation that was extended to me during our investigation. 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: Inspection documentation

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