



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
DETROIT DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

May 6, 2022

Robert Delicata
RDC Construction LLC
200 Congress
Detroit, MI 48213

LaJuan Counts
Detroit Demolition Department
1301 Third Avenue, 6th floor
Detroit, MI 48226

Tammy Daniels
Detroit Land Bank Authority
500 Griswold Street, Suite 1200
Detroit, MI 48226

SRN: Various, Wayne County

Dear Robert Delicata, LaJuan Counts, and Tammy Daniels:

VIOLATION NOTICE

On February 4, 2022, and April 7, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted a review of waste shipment records for the asbestos NESHAP-subject residential demolitions located at:

- 6008 Whitefield, Detroit, SRN U822100622
- 5904 Van Court, Detroit, SRN U822101196
- 5896 Van Court, Detroit, SRN U822106202
- 6390 Northfield, Detroit, SRN U822100490

The purpose of this inspection was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations (CFR), Part 61, National Emission Standards for Hazardous Air Pollutants (NESHAP), Subpart M and Rule 942 of the administrative rules promulgated under 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 RDC Construction LLC performed the demolition activities at the above referenced sites. The Detroit Demolition Department manages the City of Detroit's demolition program. The NESHAP for Asbestos holds the owner and operators liable for violations.

AQD staff reviewed waste shipment records for the above four residential properties. The buildings were demolished with known or presumed amounts of regulated asbestos containing materials (RACM) due to structural issues. All waste loads for the four properties do not appear to have been deposited at Arbor Hills Landfill. Additional information regarding waste records and truck tickets was requested from RDC Construction LLC but all information was not provided.

Process Description	Section Violated	Comments
Demolition of four residential structures as part of the City of Detroit's blight program. Unless RACM be isolated from the rest of the waste, for example, as part of a wing of a facility, all waste should be deposited at a waste disposal site operated in accordance with the provisions of § 61.154.	40 CFR 61.150(b)(1), AQD Consent Judgment 18-862.	Failure to update notice-Riverview Land Preserve was not listed as a landfill on the demolition notifications.
	40 CFR 61.150(b)(1), AQD Consent Judgment 18-862.	Failure to deposit asbestos containing waste material at a Type II landfill that accepts asbestos containing waste material.
	40 CFR 61.150(e); AQD Consent Judgment 18-862.	Failure to furnish waste records to the AQD as requested-asbestos waste manifests were requested February 11, 2022, and again on April 7, 2022, but were not provided.

Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by May 27, 2022 (which coincides with 21 calendar days from the date of this letter).

The 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.
- a copy of the waste manifests for waste delivered to Arbor Hills landfill.

Please submit the written response to Tammy Bell at EGLE, AQD, 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or bellt4@michigan.gov and submit a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

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If RDC Construction LLC, the Detroit Land Bank Authority, and/or the Detroit Demolition Department believes the above observations or statements are inaccurate or do not constitute violations of the applicable legal requirements cited, please provide 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 my records review of the above referenced 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 Bell
Environmental Quality Analyst
Air Quality Division
313-330-0105

cc: Hosam N. Hassanien, City of Detroit BSEED
Crystal Rogers, City of Detroit BSEED
Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Jenine Camilleri, EGLE
Christopher Ethridge, EGLE
Jason Wolf, EGLE
Dr. April Wendling, EGLE