



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

August 17, 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: U822203683, Wayne County

Dear Robert Delicata, LaJuan Counts, and Tammy Daniels,

VIOLATION NOTICE

On August 4, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the residential property located at 4670 Algonquin St., Detroit. 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 facility and RDC Construction LLC performed the demolition activities. The Detroit Demolition Department oversees the City of Detroit's demolition program. The NESHAP for Asbestos holds both the owner and operators liable for violations.

On August 3, 2022, the Detroit Demolition Department notified EGLE staff that the structure located at 4670 Algonquin St., had been wrongly demolished. The structure at 4670 Algonquin St. had not been surveyed for asbestos prior to demolition. On August 4, 2022, EGLE staff collected a sample of plaster from the ground near the covered waste pile; the plaster tested positive for asbestos.

Robert Delicata, RDC Construction LLC
LaJuan Counts, Detroit Demolition Department
Tammy Daniels, Detroit Land Bank Authority
Page 2
August 17, 2022

Process Description	Section Violated	Comments
Demolition of a residential structure.	40 CFR 61.145(a); AQD Consent Judgment 18-862, Section 5.1	Failure to thoroughly inspect the building for asbestos prior to demolition.
	40 CFR 61.145(b)(1); AQD Consent Judgment 18-862, Section 5.1	Failure to notify the administrator 10 days prior to demolition.

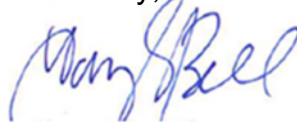
Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by September 8, 2022 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates the violations occurred; an explanation of 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.

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.

If the Detroit Land Bank Authority, the Detroit Demolition Department and/or RDC Construction LLC 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 inspection of the listed property. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



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

Enclosure: Sample results

Robert Delicata, RDC Construction LLC
LaJuan Counts, Detroit Demolition Department
Tammy Daniels, Detroit Land Bank Authority
Page 3
August 17, 2022

cc: Ron Crawford, DDD
Mary Ann Dolehanty, EGLE
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Jeremy Howe, EGLE
Dr. April Wendling, EGLE
Jason Wolf, EGLE