

D.E. EXCAVATING

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Daniel E. Dunigan - President

February 28th, 2025

RESPONSE TO EGLE VIOLATION NOTICE

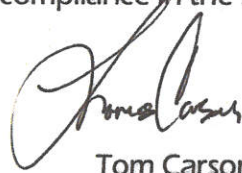
To:
Ivan Bell
EGLE Senior Environmental Quality Analyst

Dear Ivan Bell:

We have received the violation notice stating that a 10 day notification of intent to demolish a building was not properly submitted and acknowledge this notice. The subject facility, 740 E South St, Jackson, MI was demolished on Monday, December 16th 2024. The notification to demolish was not submitted. The issue was due to lack of communication between DE Excavating and Kelly Fuels (Owner) prior to demolition on who would be responsible to submit the notification. Ultimately, DE Excavating began the demolition without confirming that a 10 day notification had been submitted. Since the violation, both DE Excavating and Kelly Fuels has spoken on the phone with Ivan Bell to discuss the violation, what occurred, and how to prevent any further issues. An asbestos NESHAP inspection was scheduled and performed before demolition to confirm a clean bill of health. To prevent this from occurring in the future, DE Excavating will ensure the communication between owner and subcontractor has taken place on who is responsible for submitting the 10 day notification. Furthermore, DE Excavating will not schedule demolition work until it is confirmed a 10 day notification has been submitted, and all necessary steps are done in response to the demolition requirements, including clean bill of health and local permits. We sincerely apologize for the occurrence, and will reach out with any questions on compliance in the future.

Sincerely,


Max Dunigan – DE Excavating
Project Manager/Estimator


Tom Carson – Kelly Fuels
General Manager