



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



C. HEIDI GREETHER
DIRECTOR

August 17, 2017

Mr. Anthony Jekielek
ALJ Properties, LLC
31816 Utica Road
Fraser, MI 48026

Mr. Eric Moase
Dale's Disposal, Inc.
16720 E. 13 Mile Rd
Roseville, MI 48066

SRN: U501705432, Macomb County

Dear Mr. Jekielek and Mr. Moase:

VIOLATION NOTICE

On July 31, 2017, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of the commercial facility located at 31490 Utica, Fraser. The purpose of this inspection was to determine ALJ Properties, LLC's and Dale's Disposal, Inc.'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, ALJ Properties, LLC owns the facility and Dale's Disposal, Inc. performed the demolition activities at the facility. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, DEQ staff Tammy S. Bell observed that the building had been demolished without submittal of the required 10-day notice of intent to demolish. A thorough inspection for asbestos had not been conducted prior to demolition.

Process Description	Section Violated	Comments
Demolition activities at the former Ballew's Bar and Grill located at 31490 Utica, Fraser.	§61.145(a)(1)	Failure to thoroughly inspect for asbestos prior to demolition
	§61.145(b)(1)	Failure to provide 10 working day notification prior to demolition

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by September 7, 2017 (which coincides with 21

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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. Also, please fill out the attached 10-day notice of intent to demolish and submit with your response. Please note that both the owner and the contractor are requested to submit a response.

If ALJ Properties, LLC and/or Dale's Disposal, Inc. 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 my inspection of 31490 Utica, Fraser. 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
Senior Environmental Quality Analyst
Air Quality Division
313-330-0105

Enclosures

cc: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Christopher Ethridge, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Ms. Joyce Zhu, DEQ