



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

November 30, 2021

Mr. Bradley D. Miller, P.E., President
Miller Brothers Construction, Inc.
1613 S. Defiance St.
Archbold, OH 43502

Mr. Paul C. Ajegba, P.E., Director
Michigan Department of Transportation (MDOT)
425 W. Ottawa St.
P.O. Box 30050
Lansing, MI 48909

SRN: U582106097, Monroe County

Dear Mr. Miller and Mr. Ajegba:

VIOLATION NOTICE

On November 2, 2021, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the bridge located at I - 75 and LaPlaisance Road, Monroe. The purpose of this inspection was to determine Miller Brothers Construction, Inc.'s and the Michigan Department of Transportation's (MDOT's) 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, MDOT owns the facility and Miller Brothers Construction, Inc. performed the demolition activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

On November 2, 2021, AQD staff noted that the bridge had been demolished. An asbestos survey had been conducted prior to demolition. However, the required 10 working day notification had not been submitted to the AQD prior to demolition of the bridge.

Process Description	Section Violated	Comments
Demolition of the bridge at I-75 and LaPlaisance Road, Monroe.	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification prior to demolition.

Mr. Bradley D. Miller, Miller Brothers Construction, Inc.
Mr. Paul C. Ajegba, Michigan Department of Transportation
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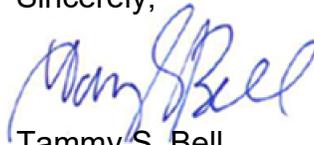
Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by December 21, 2021 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates the violation occurred; an explanation of the causes and duration of the violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation 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 Ms. Tammy S. Bell at EGLE, AQD 3058 West Grand Blvd, Suite 2-300, Michigan 48202 or bellt4@michigan.gov and submit a copy to Mr. Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

If Miller Brothers Construction, Inc. and/or MDOT 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 violation cited above and for the cooperation that was extended to me during my inspection. 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 S. Bell
Environmental Quality Analyst
Air Quality Division
313-330-0105

Enclosure: Asbestos NESHAP Fact Sheet

cc: Mr. Harold L. Zweng, Jr. P.E., MDOT
Mr. Randy Varner, Miller Brothers Construction, Inc.
Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Ms. Jenine Camilleri, EGLE
Mr. Christopher Ethridge, EGLE
Ms. Karen Kajiya-Mills, EGLE
Mr. Jason Wolf, EGLE
Mr. Scott Miller EGLE