



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF  
ENVIRONMENT, GREAT LAKES, AND ENERGY  
LANSING



PHILLIP D. ROOS  
DIRECTOR

August 28, 2024

VIA E-MAIL

Eric Hooper  
Next Generation Contracting 2, LLC  
8473 East Drive North  
Battle Creek, Michigan 49014

Jeff Justice  
EROP, LLC  
3130 North Kandy Lake  
Decatur, Illinois 62526

SRN/ID: U632404782; Oakland County

Dear Eric Hooper and Jeff Justice:

**VIOLATION NOTICE**

On August 13, 2024, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted an inspection at the commercial properties located at 1140 South Lapeer Road; and 1112-1128 South Lapeer Road, Lake Orion, Oakland County. The purpose of this inspection was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations (40 CFR), 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, EROP, LLC owns the property, and Next Generation Construction 2, LLC, conducted the demolition activities. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, AQD staff noted two commercial buildings, on adjacent properties, being demolished. A notification of intent had not been filed for these demolitions. Documentation verifying asbestos survey and abatement activities at the site was provided.

Process Description	Section Violated	Comments
Demolition of subject commercial buildings.	40 CFR 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 signed written response to this Violation Notice by September 20, 2024. The response should include:

- The dates the violation occurred;
- An explanation of the causes and duration of the violation;

## **VIOLATION NOTICE**

Eric Hooper and Jeff Justice

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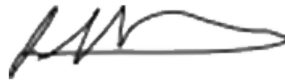
- Whether the violation is ongoing;
- A summary of the actions that have been taken and are proposed to be taken to correct the violation and the dates by which these actions will take place;
- What steps are being taken to prevent a reoccurrence; and
- Acknowledgement of receipt, and understanding of, the attached "Understanding NESHAP" fact sheet.

The signed written response from the owner and operator to this violation notice may be submitted by mail and directed to the attention of Jeremy Howe, Supervisor, Technical Programs Unit, at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 and must include a copy to Jason Wolf, Enforcement Unit at the same address. The response may be scanned and e-mailed to [HoweJ1@Michigan.gov](mailto:HoweJ1@Michigan.gov) and [WolfJ2@Michigan.gov](mailto:WolfJ2@Michigan.gov).

If the listed parties believe 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 violation cited. 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,



Jeffrey Benya  
Senior Environmental Quality Analyst  
Air Quality Division  
313-618-0372

Attachment: Asbestos NESHAP fact sheet

cc: Annette Switzer, EGLE  
Christopher Ethridge, EGLE  
Brad Myott, EGLE  
Joyce Zhu, EGLE  
Jeremy Howe, EGLE  
Jason Wolf, EGLE