



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
LANSING



C. HEIDI GRETHER  
DIRECTOR

August 8, 2016

Ms. Beth Emat  
City of Ypsilanti  
Department of Economic Development  
1 South Huron Street  
Ypsilanti, Michigan 48198

Mr. Michael Kelly  
Environmental Maintenance Engineers, Inc.  
25851 Trowbridge Street  
Inkster, Michigan 48141

SRN: U811606419; Washtenaw County

Dear Ms. Emat and Mr. Kelly:

**VIOLATION NOTICE**

On August 3, 2016, the Michigan Department of Environmental Quality (MDEQ), Air Quality Division, performed an asbestos National Emission Standard for Hazardous Air Pollutants (NESHAP) inspection at 530 First Avenue, Ypsilanti, Washtenaw County. The purpose of this inspection was to determine 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 my investigation, Ms. Beth Emat of the City of Ypsilanti, Department of Economic Development, is the responsible person for the property, and Mr. Michael Kelly of Environmental Maintenance Engineers, Inc., is the contractor who performed the abatement activities. The abatement of the subject property occurred on August 2, 2016. The National Emission Standard for Asbestos holds both the owner and the operator equally liable for the violation.

During the inspection, staff observed the following: The subject property had Regulated Asbestos-Containing Material (RACM) in the form of duct wrap remaining in the basement after the scheduled project end date. The duct wrap was located on the basement floor and basement steps. Additionally, there was duct wrap still affixed to the duct work located on the overhead flooring.

Process Description	Section Violated	Comments
Incomplete abatement of RACM in the subject residential structure located at 530 First Avenue, Ypsilanti, Washtenaw County. The planned renovation occurred on August 2, 2016.	40 CFR 61.145(c)(1)	Failure to remove RACM.

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Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by August 29, 2016, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date 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 date by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The signed written response to this violation notice may be submitted by mail and directed to my attention at: DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-77609 or scanned and emailed as an attachment to me at: [dechyc@michigan.gov](mailto:dechyc@michigan.gov).

If you believe the above observations or statements are inaccurate or do not constitute a violation 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 above and for the cooperation that was extended to me during my inspection. If you have any questions regarding this violation notification or actions necessary to bring the facility into compliance, please contact me at 517-749-2891; [dechyc@michigan.gov](mailto:dechyc@michigan.gov); or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Craig Dechy  
Environmental Quality Analyst  
Air Quality Division

cc: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Scott Miller, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Karen Kajiya-Mills, DEQ