



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



LIESL EICHLER CLARK  
DIRECTOR

April 18, 2019

Mr. Nazir Jawich  
J.B. Beck, LLC  
40500 Ann Arbor Road, Suite 105LL  
Plymouth, MI 48170

SRN: U821904222, Wayne County

Dear Mr. Jawich:

**VIOLATION NOTICE**

On April 16, 2019, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of the former Max & Erma's Restaurant located at 15257 Beck Road, Plymouth Township, MI. The purpose of this inspection was to determine J.B. Beck, LLC'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, J.B. Beck, LLC owns the facility and is listed on the building permit for demolition of the building. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, AQD staff observed the facility had been demolished without submittal of the required 10-day Notice of Intent to Demolish to the DEQ Air Quality Division .

Process Description	Section Violated	Comments
Demolition of the former restaurant.	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification prior to demolition.

A thorough inspection for asbestos is required prior to demolition of an asbestos-NESHAP subject facility. If the facility was inspected for asbestos by a State of Michigan licensed building inspector, the following violations may have also occurred:

Process Description	Section Violated	Comments
Demolition of the former restaurant.	40 CFR 61.145(b)(2)	Failure to update notice.
	40 CFR 61.145(b)(3)(i)	Failure to provide 10-day notice prior to asbestos work.

	40 CFR 61.145(b)(4)(vi)	Failure to estimate the amount of Regulated Asbestos-Containing Material (RACM)
	40 CFR 61.145(c)(1)	Failure to remove RACM.
	40 CFR 61.145(c)(3)	Failure to wet during stripping
	40 CFR 61.145(c)(3)(iii)	Failure to keep written approval on site.
	40 CFR 61.145(c)(4)	Failure to contain in leak tight container.
	40 CFR 61.145(c)(6)(i)	Failure to wet RACM that has been stripped.
	40 CFR 61.145(c)(8)	No contractor supervisor on site.
	40 CFR 61.145(c)(9)	Failure to wet RACM during demolition.
	40 CFR 61.145(c)(10)	Failure to remove RACM in building demolished by fire.
	40 CFR 61.150(a)	Visible emissions from asbestos containing waste material generated by source.
	40 CFR 61.150(a)(1)(ii)	Visible emissions from handling operations.
	40 CFR 61.150(a)(1)(iii)	Failure to seal while wet.
	40 CFR 61.150(a)(1)(v)	No generator labels.
	40 CFR 61.150(b)(1)	Failure to deposit asbestos containing waste material as soon as practical.
	40 CFR 61.150(c)	No signs during loading and unloading.

Please initiate actions necessary to correct the cited violation(s) and submit a signed written response to this Violation Notice by May 9, 2019 (which coincides with 21 calendar days from the date of this letter). The response should include:

- Name and contact information for the contractor that demolished the building, if applicable;
- a copy of the asbestos survey for the facility,
- the dates the violation(s) occurred;
- an explanation of the causes and duration of the violation(s) whether the violation(s) are ongoing;
- a summary of the actions that have been taken and are proposed to be taken to correct the violation(s) and the dates by which these actions will take place; and
- and what steps are being taken to prevent a reoccurrence.

Mr. Nazir Jawich

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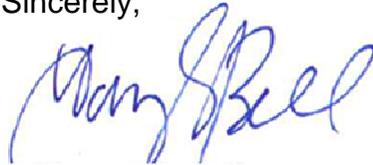
April 18, 2019

Please submit the written response to Ms. Tammy Bell at DEQ, AQD 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or bellt4@michigan.gov and submit a copy to Mr. Jason Wolf, Enforcement Unit at DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

If J.B. Beck, LLC 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(s) at 15257 Beck Road, Plymouth Township. If you have any questions regarding the violation(s) or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Tammy Bell  
Senior Environmental Quality Analyst  
Air Quality Division  
313-330-0105

Enclosure: Fact Sheet

cc: Ms. Mary Ann Dolehanty, DEQ  
Dr. Eduardo Olaguer, DEQ  
Mr. Christopher Ethridge, DEQ  
Ms. Jenine Camilleri, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Mr. Jason Wolf, DEQ  
Ms. Wilhemina McLemore, DEQ