



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

May 7, 2024

VIA E-MAIL

Andrew Salenbien
Salenbien Trucking & Excavating, Inc.
9217 Ann Arbor Road
Dundee, Michigan 48131

LaJuan Counts
City of Detroit Construction and
Demolition Department
Public Safety Headquarters
1301 3rd Avenue, 6th Floor
Detroit, Michigan 48226

SRN/ID: U822401604; Wayne County

Dear Andrew Salenbien and LaJuan Counts:

VIOLATION NOTICE

On April 2, 2024; April 4, 2024; April 18, 2024; and April 19, 2024; the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted inspections at the commercial property located at 8020 West Chicago, Detroit. 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, 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, the City of Detroit Construction and Demolition Department oversees the City of Detroit's blight program. Salenbien Trucking & Excavating, Inc. performed the demolition activities at the site.

On April 2, 2024, during a pre-demolition inspection, EGLE, AQD staff observed dry suspect asbestos containing material (ACM) on the first level of a vacant multi-story warehouse and noted that no survey or abatement was conducted on the upper floors due to missing stairways. EGLE, AQD staff contacted Salenbien Trucking & Excavating, Inc., who in turn, contacted MWV Environmental, Inc. to correct the issues at the site.

April 4, 2024, EGLE, AQD staff met with representatives of Salenbien Trucking & Excavating, Inc. and MWV and were told that the areas in question were unsafe to conduct abatement. EGLE, AQD staff advised that the Post Abatement Verification (PAV) documentation be revised to properly document these areas as unsafe and arrange to gain safe access to either survey and abate the upper levels or have a qualified engineer document them as otherwise unsafe to enter. Missing stairs, in and of itself, is not a valid rationale for not conducting survey/abatement activities. All parties also agreed that there would be some clean-up around the exterior perimeter of the

VIOLATION NOTICE

Andrew Salenbien and LaJuan Counts

Page 2

May 7, 2024

building as well as abatement of friable windowsill expansion joint – at least on the lower level. EGLE, AQD staff was provided the amended PAV documentation as well as limited documentation as to the unsafe nature of the areas previously reviewed prior to demolition. There was no documentation provided indicating that the upper levels had been accessed and/or assessed as requested.

Subsequent inspections were conducted on April 18, 2024; and 19, 2024. During the inspections (three hours of observations), demolition of the building proceeded with multiple, intermittent visible emissions from an asbestos containing demolition. Dust suppression measures (fire hoses and a Dust Boss) were in use but did not appear to be properly positioned to control the visible emissions. Visible emissions of dust are an indicator that the asbestos containing waste material (ACWM) is not being maintained in an adequately wet state.

Process Description	Section Violated	Comments
Demolition of a subject commercial building.	40 CFR 61.145(a)(1) Consent Judgement No. 18-862 5.1	Failure to thoroughly inspect for asbestos prior to demolition/renovation.
	40 CFR 61.145(c)(9) Consent Judgement No. 18-862 5.1	Failure to wet RACM during demolition.
	40 CFR 61.150(a) Consent Judgement No. 18-862 5.1	Visible emissions from asbestos containing waste material generated by source.

Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by May 31, 2024. The 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.

The signed written response from the operators 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 and WolfJ2@Michigan.gov.

If Salenbien Trucking & Excavating, Inc. and/or the City of Detroit Demolition and Construction Department 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.

VIOLATION NOTICE

Andrew Salenbien and LaJuan Counts

Page 3

May 7, 2024

Thank you for your attention to resolving the violations cited above and for the cooperation that was extended to me during my inspection of 8020 West Chicago, Detroit. 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,



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

cc: Ron Crawford, City of Detroit Demolition Department
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jeremy Howe, EGLE
Dr. April Wendling, EGLE
Jenine Camilleri, EGLE
Jason Wolf, EGLE