



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

July 23, 2019

Mr. Duane Lobbestael
Saylor's Landing, LLC
7194 Big Sky Drive
Holly, MI 48442

Mr. Duane Lobbestael
State Contracting, LLC
7194 Big Sky Drive
Holly, MI 48442

SRN: U631906759, Oakland County

Dear Mr. Lobbestael:

VIOLATION NOTICE

On June 28, 2019, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the apartment building located at 94 Dwight Avenue, Pontiac. The purpose of this inspection was to determine Saylor's Landing, LLC and State Contracting, 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, Saylor's Landing, LLC owns the facility and State Contracting, LLC performed the renovation activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, EGLE staff Joe Goeddeke and Tammy Bell observed that building materials were being disturbed at the site. Samples collected at the apartment building tested positive for asbestos. A thorough inspection for asbestos had not been conducted prior to removal and disposal of materials from the building.

Process Description	Section Violated	Comments
Renovation of 94 Dwight Avenue, Pontiac, MI.	40 CFR 61.145(a)	Failure to thoroughly inspect for asbestos prior to demolition/renovation activities
	40 CFR 61.145(b)(1)	Failure to provide 10 working day notification prior to removal of RACM.
	40 CFR 61.145(c)(3)	Failure to wet during stripping.
	40 CFR 61.145(c)(4)	Failure to contain in leak tight containers.
	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 61.150(a)	Visible emissions from asbestos containing waste material generated by source.
	40 CFR 61.150(a)(1)(v)	No generator labels.
	40 CFR 61.150(b)(1)	Failure to deposit asbestos containing waste material at a Type II landfill.
	40 CFR 61.150(c)	No signs during loading and unloading.

Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by August 13, 2019 (which coincides with 21 calendar days from the date of this letter). 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.

Please submit the written response to Tammy Bell at EGLE, 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 EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

If Saylor's Landing, LLC and /or State Contracting, 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.

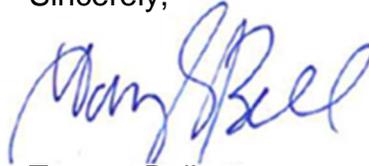
Mr. Duane Lobbestael

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Thank you for your attention to resolving the violations cited above and for the cooperation that was extended to us during our inspection of 94 Dwight Avenue, Pontiac. 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,



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

Enclosure: Fact sheet and Sample results

cc: 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
Ms. Wilhemina McLemore, EGLE
Ms. Joyce Zhu, EGLE