

May 29, 2018

Matthew R. Karl  
**Environmental Quality Analyst**  
**Air Quality Division**  
**Department of Environmental Quality**  
Saginaw Bay District Office  
401 Ketchum Street, Suite B  
Bay City, Michigan 48708

Re: Violation Notice  
2313 South Michigan Avenue, Saginaw, Michigan  
Saginaw, Michigan

SRN/ID: U731801332, Saginaw County

Dear Mr. Karl,

On May 4, 2018, the Michigan Department of Quality (DEQ) Air Quality Division conducted an asbestos inspection of 2313 South Michigan Avenue, Saginaw, Michigan (subject property), and identified the following; negative pressure containment enclosure was set up, polyethylene tubing associated with negative air machine operation was present in one of the windows, and red banner tape perimeter was established around the subject property.

As a direct result of the DEQ's observations a Letter of Violation was issued on May 7, 2018, to ServPro of Saginaw and the Saginaw County Land Bank Authority. According to the violation notice, ServPro was cited under Sections 61.145(b)(1) Failure to provided 10 working day notification, 61.145(b)(2) Failure to update notice, and 61.145(b)(3)(i) Failure to provide notice prior to asbestos work.

Prior to the pending demolition of the subject property, Servpro of Saginaw (RACM LLC DBA Servpro of Saginaw, license number C39519) was contracted by the City of Saginaw to perform the necessary abatement activities. ServPro scheduled approximately nine Ten-Day Notifications for the subject property. The first notification was scheduled for April 9, 2018 through April 10, 2018, and the final notification was scheduled for May 17, 2018 through June 8<sup>th</sup>, 2018. Please refer to the attached document listing notification dates for reference.

AKT Peerless performed clearance activities at the subject property and identified that additional abatement was necessary. ServPro received a Failed Clearance Report for the subject property. Additionally, AKT Peerless identified that ServPro allowed the notification to expire for the subject property.

According to ServPro, they had contacted Kimberly Dohm with the DEQ to revise the prior notification in an attempt to finish necessary abatement at the subject property. Additionally, ServPro stated the following; 1) they were directed by the DEQ to submit a new Ten-Day Notification for the subject property

in order to complete necessary abatement work onsite, and 2) they did not conduct any abatement work at the subject property during the time between April 14, 2018 and May 17, 2018. Please refer to the attached letter of explanation from ServPro for reference.

Based on the review of this incident and the associated documentation ServPro did provide Ten-Day Notifications of the subject property, provided notice prior to asbestos work, worked with the DEQ in order to update their prior Ten-Day Notification, and ServPro did not conduct abatement work during the time between notifications.

To prevent the reoccurrence of a violation on future projects the Saginaw County Land Bank Authority has directed AKT Peerless to continuously monitor ServPro's abatement notifications in efforts to prevent this incident from occurring again. ServPro has been directed by the Saginaw County Land Bank Authority and AKT Peerless to schedule all Ten-Day Notifications to include time for AKT Peerless to schedule and conduct clearance activities prior to the ending of ServPro's notification dates.

The Saginaw County Land Bank Authority has conducted a thorough investigation into this matter and believes that violation SRN/ID: U731801332; Saginaw County, to be an error. Based on ServPro's explanation letter, they were working with the DEQ to correct and revise a notification for the subject property to maintain compliance of State and/or Federal Regulations. Additionally, based on the NESHAP Asbestos Notification Search online system, ServPro submitted a new Ten-Day Notification April 25, 2018, and the DEQ performed a site visit on May 4, 2018, during the Ten-Day Notification period.

We greatly appreciate your time and review of our response letter and associated documents. Additionally, we would appreciate your consideration to dismiss the violation letter for the subject property. If you have any questions or require additional information please contact me at 989-790-5225 or by email [saginawlandbank@gmail.com](mailto:saginawlandbank@gmail.com), or contact Heath S. Bobick at 989-630-7701 or by email [bobickh@aktpeerless.com](mailto:bobickh@aktpeerless.com).

Sincerely,



Tom Miller  
Manager  
Saginaw County Land Bank

Cc/via email: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Mr. Christopher Ethridge, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Mr. Chris Hare, DEQ  
Mr. Heath S. Bobick, AKT Peerless Environmental

<u>Notification ID</u>	<u>Start Date</u>	<u>End Date</u>	<u>Contractor Name</u>	<u>Type</u>	<u>Facility Name</u>	<u>Address</u>	<u>City</u>	<u>County</u>
<a href="#">201805567-R002</a>	05/17/18	06/08/18	Servpro of saginaw	PR	Residence	2313 S Michigan Ave	Saginaw	SAGINAW
<a href="#">201805567-R001</a>	05/17/18	05/25/18	Servpro of saginaw	PR	Residence	2313 S Michigan Ave	Saginaw	SAGINAW
<a href="#">201805567-R000</a>	05/09/18	05/18/18	Servpro of saginaw	PR	Residence	2313 S Michigan Ave	Saginaw	SAGINAW
<a href="#">201804472-R003</a>	04/11/18	04/13/18	Servpro of saginaw	PR	Residence	2313 S Michigan Ave	Saginaw	SAGINAW
<a href="#">201804472-R002</a>	04/11/18	04/13/18	Servpro of saginaw	PR	Residence	2313 S Michigan Ave	Saginaw	SAGINAW
<a href="#">201804472-R001</a>	04/09/18	04/13/18	Servpro of saginaw	PR	Residence	2313 S Michigan Ave	Saginaw	SAGINAW
<a href="#">201804472-R000</a>	04/09/18	04/13/18	Servpro of saginaw	PR	Residence	2313 S Michigan Ave	Saginaw	SAGINAW
<a href="#">201804423-R001C</a>	04/09/18	04/10/18	Servpro of saginaw	PR	Residence	2313 South Michigan Avenue	Saginaw	SAGINAW
<a href="#">201804423-R000</a>	04/09/18	04/10/18	Servpro of saginaw	PR	Residence	2313 South Michigan Avenue	Saginaw	SAGINAW



To whom it may concern,

Servpro had recently been given a violation letter for a job performed at 2313 S Michigan for having containment set up and work performed prior to the start of the notification. This is indeed accurate, however there was a prior notification set up 10 days prior where we then performed abatement services. The job needed more abatement and the notification expired, so we then had to file for a new notification. Our project manager, Kevin Heppnar was working with Kimberly Dohm at the DEQ to help set this revised notification up so that we could finish the abatement. Servpro had not performed any abatement services in between the dates of when the old notification ended and the new notification started. If you have any questions or concerns please feel free to contact me directly. Thank you

Shandon Miller  
Project Manager  
(989) 780-1803  
smiller@RDMHC.com