April 4, 2017

Mr. Tyrone Clifton, Director
Detroit Building Authority
500 Griswold, Suite 1100
Detroit, Michigan 48226

Mr. Todd Demand
Decommissioning Services, LLC
P.O. Box 614
Williamston, Michigan 48895

Mr. Roderick Rickman
Rickman Enterprise Group
15533 Woodrow Wilson
Detroit, Michigan 48238

Mr. Melvin Butch Hollowell, Corporation Counsel
City of Detroit
Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 500
Detroit, Michigan 48226

SRN / ID: U821701241; Wayne County

Dear Messrs. Clifton, Demand, Rickman and Hollowell:

VIOLATION NOTICE

On March 28, 2017, the Michigan Department of Environmental Quality (MDEQ), Air Quality Division (AQD), performed an asbestos inspection at 8040 Smart Street, Detroit, Wayne County, Michigan. 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 (Act 451).

According to our investigation, the Detroit Land Bank owns the subject property. The site was under contract for demolition through the City of Detroit and the Detroit Building Authority, which oversees demolitions for the City. Decommissioning Services notified and conducted asbestos abatement at the site, and Rickman Enterprises notified and demolished the structure. The National Emission Standard for Asbestos holds the owner and operators liable for all violations.

During the investigation, DEQ AQD staff, Mr. Jeremiah Brown observed/discovered the following:

The subject property had been abated and Regulated Asbestos-Containing Material (RACM) was left behind and was not removed before demolition of the structure.

Process Description	Section Violated	Comments
Failure to remove Regulated Asbestos-Containing Material (RACM) & demolish structure with RACM inside.	§61.145(b)(4)(vi)	Failure to estimate the amount of Regulated Asbestos-Containing Material (RACM)
	§61.145(c)(1)	Failure to remove RACM

Please initiate actions necessary to correct the cited violations and submit a written response to this violation notice by April 24, 2017 (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) the violation 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 date(s) by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The signed written response from owner and operator to this violation notice may be submitted by mail and directed to my attention at; DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909 or scanned and sent as an email attachment to brownj9@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 extended to me during our meeting and emails. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-599-7825; brownj9@michigan.gov; or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,

Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

cc: Ms. LaReina Wheeler, City of Detroit, BSEED
     Mr. Timothy Palazzolo, Detroit Building Authority
     Mr. Ron Crawford, Detroit Building Authority
     Ms. Lynn Fiedler, MDEQ
     Ms. Mary Ann Dolehanty, MDEQ
     Mr. Christopher Ethridge, MDEQ
     Ms. Wilhemina McLemore, MDEQ
     Mr. Thomas Hess, MDEQ
     Ms. Karen Kajiya-Mills, MDEQ
     Ms. Tammy Bell, MDEQ