



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



C. HEIDI GREETHER  
DIRECTOR

August 3, 2017

Mr. Gabriel Schuchman, Resident Agent  
Wahlburgers Taylor LLC  
30200 Telegraph Road, Suite 205  
Bingham Farms, Michigan 48025

Mr. Antonino Cutraro, President  
M & N General Contracting LLC  
972 Rankin Drive  
Troy, MI 48083

SRN: U821705360, Wayne County

Dear Mr. Schuchman and Mr. Cutraro:

**VIOLATION NOTICE**

On July 26, 2017, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the former Big Boy Restaurant, located at 21200 Penn, Taylor. The purpose of this inspection was to determine Wahlburgers Taylor LLC and M & N General Contracting LLC's 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.

According to our investigation, Wahlburgers Taylor LLC owns the facility and M&N General Contracting LLC performed the demolition and renovation activities at the facility. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff observed that a portion of the roof had been demolished, and the remainder of the structure was in the process of being renovated. The building had not been thoroughly inspected for asbestos prior to these activities. A thorough inspection for asbestos is required at subject facilities prior to demolition or renovation regardless of the age of construction or site's renovation history.

| Process Description   | Section Violated | Comments   |
|---|------------------|--|
| Demolition activities at the former Big Boy Restaurant located at 21200 Penn, Taylor. | §61.145(a)(1)    | Failure to thoroughly inspect for asbestos                         |
|   | §61.145(b)(1)    | Failure to provide 10 working day notification prior to demolition |

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Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by August 24, 2017 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations; whether they 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 also provide a copy of the asbestos survey that was conducted after my inspection.

If Wahlburgers Taylor LLC and/or M&N General Contracting LLC believes the above observations or statements are inaccurate or do not constitute violations of the applicable legal requirements cited, please provide appropriate factual information to explain your position.

Thank you for your attention to resolving the violations cited above and for the cooperation that was extended to me during my inspection of 21200 Penn, Taylor. 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 S. Bell  
Senior Environmental Quality Analyst  
Air Quality Division  
313-330-0105

cc: Ms. Jamie McCarthy, City of Taylor  
Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Mr. Christopher Ethridge, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Ms. Wilhemina McLemore, DEQ