



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
DETROIT



C. HEIDI GREETHER  
DIRECTOR

June 15, 2018

Mr. Nikolaos Moschouris  
21840 Eureka, LLC  
28454 Woodward Ave.  
Royal Oak, MI 48067

Mr. Brad Klintworth  
DA Contracting, LLC  
28575 Greenfield Rd.  
Southfield, MI 48076

SRN: U821803866, Wayne County

Dear Mr. Moschouris and Mr. Klintworth

**VIOLATION NOTICE**

On June 6 and 13<sup>th</sup>, 2018, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of commercial property located at 21840 Eureka, Taylor. The purpose of this inspection was to determine 21840 Eureka, LLC's and DA Contracting, LLC's compliance with the requirements of Title 40 of the Code of Federal Regulations, 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, 21840 Eureka, LLC owns the facility and DA Contracting, LLC performed the renovation and demolition activities at the facility. The NESHAP for Asbestos holds the owner and operator liable for violations.

During the inspection, DEQ staff observed that the interior and exterior of the building was undergoing renovation. A portion of the building had also been demolished. A copy of the asbestos survey was requested but not provided. Suspect asbestos containing materials were sampled; results are pending.

| Process Description  | Section Violated    | Comments  |
|--|---------------------|---|
| Renovation/partial demolition activities at the commercial structure located at 21840 Eureka Road, Taylor. | 40 CFR 61.145(a)    | Failure to thoroughly inspect for asbestos prior to renovation/demolition activities                  |
|  | 40 CFR 61.145(b)(1) | Failure to provide 10 working day notification prior to demolition of south east portion of building. |

Please note that if an asbestos survey conducted by a licensed asbestos inspector of the structure was not obtained prior to the initiation of renovation/demolition activities, or samples collected at the site test positive for asbestos, one or more of the following violations may have also occurred:

| Process Description  | Section Violated                      | Comments  |
|--|---------------------------------------|---|
| Renovation/partial demolition activities at the commercial structure located at 21840 Eureka Road, Taylor. | §61.145(b)(4)(vi)                     | Failure to estimate the amount of Regulated Asbestos-Containing Material (RACM) |
|  | §61.145(c)(1)                         | Failure to remove RACM  |
|  | §61.145(c)(3)                         | Failure to wet during stripping   |
|  | §61.145(c)(4)                         | Failure to contain in leak tight container                                      |
|  | §61.145(c)(6)(i)                      | Failure to wet RACM that has been stripped                                      |
|  | §61.145(c)(8)                         | No contractor supervisor on site  |
|  | §61.150(a)                            | Visible emissions from asbestos containing waste material generated by source   |
|  | §61.150(a)(1)(ii)                     | Visible emissions from handling operations                                      |
|  | §61.150(a)(1)(iii)                    | Failure to seal while wet   |
|  | §61.150(a)(1)(v)                      | No generator labels   |
|  | §61.150(b)(1)                         | Failure to deposit asbestos containing waste material as soon as practical      |
| §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 July 6, 2018 (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;
- What steps are being taken to prevent a reoccurrence; and
- A copy of the asbestos survey for the building.

Mr. Nikolaos Moschouris  
Mr. Brad Klintworth  
Page 3  
June 15, 2018

Please submit the written response to Ms. Tammy Bell, Senior Environmental Quality Analyst at DEQ AQD, 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or e-mail at BellT4@michigan.gov and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or CamilleriJ@michigan.gov.

If 21840 Eureka, LLC and/or DA 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.

Thank you for your attention to resolving the violations cited above and for the cooperation that was extended to me during my inspection of 21840 Eureka Road, 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 Bell  
Senior Environmental Quality Analyst  
Air Quality Division  
313-330-0105

Enclosure

cc/via e-mail: Ms. Jamie McCarty, City of Taylor  
Ms. Mary Ann Dolehanty, DEQ  
Mr. Craig Fitzner, DEQ  
Mr. Christopher Ethridge, DEQ  
Ms. Jenine Camilleri, DEQ  
Ms. Karen Kajiya-Mills, DEQ  
Ms. Wilhemina McLemore, DEQ