



GRETCHEN WHITMER  
GOVERNOR

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



PHILLIP D. ROOS  
DIRECTOR

July 21, 2023

LaJuan Counts  
Detroit Demolition Department  
1301 Third Avenue, 6<sup>th</sup> Floor  
Detroit, MI 48226

Tammy Daniels  
Detroit Land Bank Authority  
500 Griswold Street, Ste 200  
Detroit, MI 48226

Brian McKinney  
Gayanga Company LLC  
1420 Washington Blvd., Suite 301  
Detroit, MI 48226

SRN: U822304074, Wayne County

Dear LaJuan Counts, Tammy Daniels, and Brian McKinney:

### **VIOLATION NOTICE**

On July 11, 2023, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of the site located at 19129 Teppert Street, Detroit. The purpose of this inspection was to determine 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, the Detroit Land Bank Authority owns the property. The Detroit Demolition Department manages the City of Detroit's demolition program and Gayanga Company LLC demolished the building under an emergency order. The National Emission Standard for Asbestos holds the owner and operators liable for violations.

During the inspection, staff observed the following: A debris pile from a subject demolition activity. According to available documentation, the building was demolished on or about June 23, 2023 under an emergency order from the City of Detroit. Debris was partially covered in poly sheeting and partially regulated with banner tape. The debris material was dry at the time of inspection. All demolition debris from ordered demolitions is considered asbestos containing waste material (ACWM) and is required to be adequately wet at all times and disposed of in a timely manner.

LaJuan Counts, Detroit Demolition Department  
Tammy Daniels, Detroit Land Bank Authority  
Brian McKinney, Gayanga Company LLC  
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Process Description	Section Violated	Comments
Ordered demolition of 19129 Teppert, Detroit. All demolition debris is to be disposed of as asbestos containing waste material.	40 CFR 61.150(a)(i); AQD Consent Judgement No 18-862, Section 5.2	Failure to adequately wet ACWM.
	40 CFR 61.150(b)(1); AQD Consent Judgement No 18-862, Section 5.2	Failure to deposit asbestos containing waste material as soon as practical.

Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by August 12, 2023 (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 Jeffrey Benya at EGLE, AQD Detroit District Office, 3058 West Grand Boulevard, Suite 2-300, Detroit, Michigan 48202 or [benyaj@michigan.gov](mailto:benyaj@michigan.gov) and submit a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or [wolfj2@michigan.gov](mailto:wolfj2@michigan.gov).

If any party 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 your cooperation. 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,



Jeffrey Benya  
Senior Environmental Quality Analyst  
Air Quality Division  
313-618-0372

LaJuan Counts, Detroit Demolition Department  
Tammy Daniels, Detroit Land Bank Authority  
Brian McKinney, Gayanga Company LLC  
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cc: Mark Baron, City of Detroit BSEED  
Crystal Gilbert-Rogers, City of Detroit BSEED  
Annette Switzer, EGLE  
Christopher Ethridge, EGLE  
Brad Myott, EGLE  
Jenine Camilleri, EGLE  
Jeremy Howe, EGLE  
Dr. April Wendling, EGLE  
Jason Wolf, EGLE