



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
AIR QUALITY DIVISION



PHILLIP D. ROOS
DIRECTOR

February 18, 2025

VIA E-MAIL

Wilfred Brown
City Services Manager
City of Flint
1101 South Saginaw Street
Flint, Michigan 48502

Shane Powell
SP Powell's Sand and Soil
170 West State Street
Montrose, Michigan 48457

SRN/ID: U252500586; Genesee County

Dear Wilfred and Shane:

VIOLATION NOTICE

On February 12, 2025, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted a drive-by inspection at 800 Martin Luther King Avenue, Flint, Genesee County. The purpose of this inspection was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations (40 CFR), 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 my investigation, the City of Flint, owns the facility and Powell's Sand and Soil, performed the demolition activities. The National Emission Standard for Asbestos (NESHAP) may hold both the *owner and operator* liable for all violations.

During the inspection, EGLE, AQD staff observed the following:

The former commercial building was demolished, and all demolition debris was removed except for the foundation. Both the City of Flint and Powell's Sand and Soil failed to submit the Notice of Intent to Renovate/Demolish to the administrator, prior to the demolition activities.

Process Description	Section Violated	Comments
On 2/12/2025, a drive-by inspection was performed at 800 Martin Luther King Avenue, Flint. Upon arrival, the facility was demoed.	40 CFR §61.145(b)(1)	Failed to provide the administrator with written notice of intention to demolish or renovate.

VIOLATION NOTICE

Wilfred Brown and Shane Powell

Page 2

February 18, 2025

Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by March 11, 2025, (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 violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation, 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 to this violation notice may be submitted by mail and directed to Craig Dechy at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. You must also include a copy to Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. The response may be scanned and e-mailed to DechyC@Michigan.gov and WolfJ2@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 violations cited above and for the cooperation extended to me during my site visit and our conversations. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-749-2891; DechyC@Michigan.gov; or at the post office box address provided in the paragraph above.

Sincerely,



Craig W. Dechy
Senior Environmental Quality Analyst
Air Quality Division

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Robert Byrnes, EGLE
Tammy Bell, EGLE
Jason Wolf, EGLE