



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



C. HEIDI GREETHER
DIRECTOR

December 11, 2017

Mr. Nick Koja
13014 Van Pamel
Shelby Township, MI 48315

Mr. Sarmed Kado
Piccirilli Construction, Inc.
21301 Patterson
Macomb Township, MI 48044

SRN: U741708252, St. Clair County

Dear Mr. Koja and Mr. Kado:

VIOLATION NOTICE

On October 24, 2017 and November 22, 2017, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of former Zlate's Place located at 7750 Dixie Highway, Fairhaven. The purpose of this inspection was to determine Zlate's Place's and Piccirilli Construction, Inc.'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, Nick Koja owns the facility and Piccirilli Construction, Inc. performed demolition 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 demolition had begun without the submittal of the required 10-day Notification to Renovate/Demolish to the DEQ. Samples were collected at the facility and tested positive for asbestos.

Process Description	Section Violated	Comments
Demolition of the former Zlates Place located at 7750 Dixie Highway, Fairhaven.	40 CFR 61.145(a)	Failure to thoroughly inspect for asbestos
	40 CFR 61.145(b)(1)	Failure to notify 10 days prior to demolition

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by January 1, 2018 (which coincides with 21 calendar days from the date of this letter). The written response should include:

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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;
The dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence;
A copy of the updated asbestos survey report;
Completion of the attached 10-day notification; and
Documentation of asbestos removal.

If Zlate's Place and Piccirilli Construction, Inc. believes the above observations or statements are inaccurate or do not constitute violations of the applicable legal requirements cited, please provide appropriate information to explain your position.

Thank you for your attention to resolving the violation cited above and for the cooperation that was extended to me during my inspection of 7750 Dixie Highway, Fairhaven. 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

Enclosures

cc: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Christopher Ethridge, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Ms. Joyce Zhu, DEQ