



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

February 26, 2025

VIA E-MAIL

Ryan Bauer
Raymond Excavating Company
800 Gratiot Boulevard
Marysville, Michigan 48040

Mike DeLong
Acheson Ventures, LLC
405 Water Street
Suite 200
Port Huron, Michigan 48060

SRN/ID: U742500607, St. Clair County

Dear Ryan Bauer and Mike Delong:

VIOLATION NOTICE

On February 7, 2025, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) conducted an inspection at the commercial property located at 51 Court Street, Port Huron, St. Clair 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 our investigation, Acheson Ventures, LLC owns the property and Raymond Excavating Company conducted the demolition activities. The National Emission Standard for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, AQD staff noted a demolished commercial building. No notification of intent to demolish was filed for this demolition and the required asbestos survey was not conducted. AQD staff sampled several suspect materials from the debris field, and all tested none detected for asbestos.

Process Description	Section Violated	Comments
Demolition of a subject building.	40 CFR 61. 145 (b)(1)	Failure to provide 10 working day notification.
	40 CFR 61. 145 (a)	Failure to thoroughly inspect for asbestos prior to demolition activities.

VIOLATION NOTICE

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Please initiate actions necessary to correct the cited violations and submit a signed written response to this Violation Notice by March 19, 2025 (which coincides with 21 calendar days from the date of this letter). The response should include:

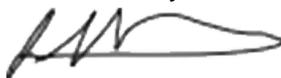
- The dates the violations occurred.
- An explanation of the causes and duration of the violations.
- Whether the violations are ongoing.
- A summary of the actions that have been taken and are proposed to be taken to correct the violations and the dates by which these actions will take place.
- What steps are being taken to prevent a reoccurrence.
- Acknowledgement of receipt, and understanding of, the attached "Understanding NESHAP" fact sheet.

The signed written response from the owner and operator to this violation notice may be submitted by mail and directed to the attention of Jeff Benya, Asbestos Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 and must include a copy to Jason Wolf, Enforcement Unit at the same address. The response may be scanned and e-mailed to BenyaJ@Michigan.gov and WolfJ2@Michigan.gov.

If the listed parties believe 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. If you have any questions regarding the violation 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

Attachments: Bulk sample results and the NESHAP Fact Sheet

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Joyce Zhu, EGLE
Tammy Bell, EGLE
Jason Wolf, EGLE