



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
DETROIT



KEITH CREAGH
DIRECTOR

February 25, 2016

Dr. Bryan Weinstein
Braron Holdings
20010 Farmington Road
Livonia, MI 48152

Mr. Wilfred Moore
Joy Construction and Leasing
7730 Joy Road
Detroit, MI 48204

SRN: U821513431, Wayne County

Dear Dr. Weinstein and Mr. Moore:

VIOLATION NOTICE

On January 15, 2015, the Department of Environmental Quality (DEQ), Air Quality Division, conducted an inspection of the former Enchanted Garden located at 19338 Livernois Avenue, Detroit. The purpose of this inspection was to determine Joy Construction and Leasing'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, Braron Holdings owns the facility and Joy Construction and Leasing performed the 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 floor tile and mastic on the first floor had become crushed, crumbled and pulverized during the demolition and friable floor tile was found in piles of demolition debris. A thorough asbestos survey was not conducted at the site prior to demolition. Waste shipment records showing disposal at a type II facility were not provided upon request. The floor tiles tested positive for asbestos.

Process Description	Section Violated	Comments
Demolition of the former Enchanted Gardens, 19338 Livernois, Detroit	§61.145(a), AQD Consent Order No. 14-2015	Failure to thoroughly inspect for asbestos.
	§61.145(b)(1), AQD Consent Order No. 14-2015	Failure to notify for RACM >160 SF
	§61.145(b)(4)(vi), AQD Consent Order No. 14-2015	Failure to estimate the amount of Regulated Asbestos-Containing Material (RACM)
	§61.145(c)(4), AQD Consent Order No. 14-2015	Failure to contain in leak tight container
	§61.150(b)(1), AQD Consent Order No. 14-2015	Failure to dispose of RACM in a Type II landfill per regulations.

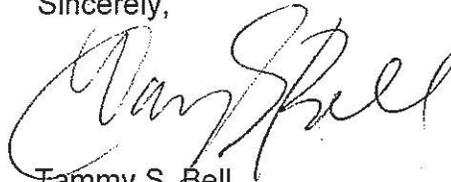
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Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by March 17, 2016 (which coincides with 21 calendar days from the date of this letter). The written response should include: the 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.

If Dr. Bryan Weinstein and/or Joy Construction and Leasing 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 above and for the cooperation that was extended to me during my inspection of 19338 Livernois Avenue, Detroit. 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

Enclosure: Sample results
cc: Ms. LaReina Wheeler, City of Detroit BSEED
cc/via email: Ms. Lynn Fiedler, DEQ
Ms. Holly Hollenbach, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ
Ms. Wilhemina McLemore, DEQ