



GRETCHEN WHITMER  
GOVERNOR

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



LIESL EICHLER CLARK  
DIRECTOR

September 2, 2020

Mr. Brian McKinney  
Gayanga Company  
1120 West Baltimore Street, Suite 200  
Detroit, MI 48202

Ms. Tammy Daniels  
Detroit Land Bank Authority  
500 Griswold Street, Suite 1200  
Detroit, MI 48226

Ms. LaJuan Counts  
City of Detroit Demolition Department  
Public Safety Headquarters  
1301 3<sup>rd</sup> Avenue  
Detroit, MI 48226

SRN: U822002849, Wayne County

Dear Mr. McKinney, Ms. Daniels and Ms. Counts:

### **VIOLATION NOTICE**

On August 24, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of a site located at 5124 Mitchell 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, Detroit Land Bank Authority owns the facility and Gayanga Company performed the demolition activities at the facility. The NESHAP for Asbestos holds both the owner and operator equally liable for violations.

During the inspection, staff observed the following: The debris pile located at 5124 Mitchell was misidentified as 5112 Mitchell and was loaded and taken to a landfill. The mistake was discovered by one of the field liaisons employed by the City of Detroit and self-reported to EGLE staff.

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Mses. Tammy Daniels and LaJuan Counts  
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Process Description	Section Violated	Comments
House debris pile	40 CFR 61.145(b)(1), Consent Judgment Order No. 18-862	Failure to provide 10 working day notification.

Please initiate actions necessary to correct the cited violation and submit a signed written response to this Violation Notice by September 23, 2020 (which coincides with 21 calendar days from the date of this letter). The response should include: the dates 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 dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

Please submit the written response to Joseph Goeddeke at EGLE, AQD, 3058 West Grand Blvd, Suite 2-300, Detroit, Michigan 48202 or goeddekej@michigan.gov and submit a copy to Mr. Jason Wolf, Enforcement Unit at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760 or wolfj2@michigan.gov.

If Gayanga Company, The Detroit Land Bank Authority or the City of Detroit Demolition Department 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 violation cited above and for the cooperation that was extended to me during my inspection of 5124 Mitchell Street. 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,



Joseph Goeddeke  
Environmental Quality Analyst  
Air Quality Division  
517-331-7906

cc: Mr. Paul Max, City of Detroit BSEED  
Ms. Mary Ann Dolehanty, EGLE  
Dr. Eduardo Olaguer, EGLE  
Ms. Jenine Camilleri, EGLE  
Mr. Christopher Ethridge, EGLE  
Ms. Karen Kajiya-Mills, EGLE  
Mr. Jason Wolf, EGLE  
Dr. April Wendling, EGLE