



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
SAGINAW BAY DISTRICT OFFICE



DAN WYANT  
DIRECTOR

March 10, 2014

Mr. Gary Witzgall  
Factory Manager  
Michigan Sugar Company  
2600 South Euclid Avenue  
Bay City, Michigan 48706

SRN: B1493, Bay County

Dear Mr. Witzgall:

**VIOLATION NOTICE**

On March 7 and 10, 2014, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted odor surveys for offsite locations surrounding the Michigan Sugar Company, 2600 South Euclid Avenue, Bay City, Michigan. The purpose of the verification activities were to determine compliance with the requirements of the federal Clean Air Act, Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act (NREPA), 1994 PA 451, as amended (Act 451), the administrative rules, and to investigate complaints received regarding foul odors attributed to facility operations.

As a result of verification activities, staff reported the following:

Process Description	Rule/Permit Condition Violated	Comments
Waste Water Treatment Ponds	Rule 336.1901(b)	Strong "manure"- like odors offsite

In the professional judgment of AQD staff, the odors that were detected downwind of the facility during both events were of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901 and General MI-ROP-B1493-2011a Condition No. 12.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by 3/31/2014 (which coincides with 21 calendar days from the date of this letter). The written 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.

If the Facility believes 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 violation cited above. 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,



Sharon G. Leblanc  
Air Quality Analyst  
Air Quality Division  
989-894-6212

cc: Mr. Chris Hare, DEQ  
Mr. Steven Smock, MSC  
Mr. David Noble, MSC  
cc/via email: Mr. Brian Rudolph, DEQ  
Mr. Phil Roycraft, DEQ  
Ms. Lynn Fiedler, DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ