



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SAGINAW BAY DISTRICT OFFICE



DAN WYANT
DIRECTOR

June 30, 2014

Mr. Dave Noble, V.P. Operations
Michigan Sugar Company
2600 South Euclid Avenue
Bay City, MI 48708

SRN: B1493, Bay County

Dear Mr. Noble:

VIOLATION NOTICE

On June 23, 2014, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of a Michigan Sugar Company wastewater treatment ponds (WWTP) residual land application property located at 3781 Wadsworth Road, Saginaw, Michigan. The purpose of this inspection was to determine Michigan Sugar Company's compliance with the requirements of the federal Clean Air Act; Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); the administrative rules and to investigate a recent complaint which we received on June 23, 2014, regarding foul odors attributed to land application of residuals from Michigan Sugar WWTP operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Land application of Wastewater Treatment Ponds residuals	Rule 901	Putrescent material dumped by semitrailer loads and left for extended period without proper incorporation.

In the professional judgment of AQD staff, the odors that were observed were of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901.

The AQD staff detected odors in a residential area along Wadsworth Road and on the property where the WWTP residuals were deposited.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by July 21, 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 Michigan Sugar Company 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 and for the cooperation that was extended to me during my inspection of 3781 Wadsworth Road in Saginaw, Michigan. 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,



Kathy L. Brewer
Environmental Quality Analyst
Air Quality Division
(989) 894-6214

KLB/ai

cc: Mr. Jeff Cain, Buena Vista Township
Mr. Al Robinson, Lee Wood Contracting
cc/via email: Mr. Steve Smock, Michigan Sugar Company
Mr. Chris Hare, DEQ
Ms. Michelle Crook, MDARD
Mr. Brian Burke, DEQ
Mr. Charles Bauer, DEQ
Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ