



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
LANSING



PHILLIP D. ROOS
DIRECTOR

August 29, 2023

UPS NEXT DAY DELIVERY

ENFORCEMENT NOTICE

In the matter of:

Drayton Iron & Metal, Inc.
5229 Williams Lake Road
Waterford, Michigan 48329

SRN: B5465; Oakland County

ATTENTION: Thomas Spurgeon, Administrative Director

This letter is to advise you of the commencement of an escalated enforcement action against Drayton Iron & Metal, Inc. (Company). This letter follows the June 19, 2019, September 22, 2020, July 14, 2022, and August 1, 2023, Violation Notices issued by the Michigan Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) which detailed violations of the federal New Source Performance Standards for Nonmetallic Mineral Processing Plants, Title 40 of the Code of Federal Regulations (CFR), Part 60, Subpart OOO; Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), MCL 324.5501 *et seq.*; the administrative rules promulgated thereunder, specifically Rule 201 of the Michigan Air Pollution Control Rules, Mich Admin Code R 336.1201; and the conditions of Permit to Install No. 398-75A.

The AQD is providing the Company with an opportunity to formally resolve these violations through the entry of a legally enforceable agreement that will include a compliance program and payment of an appropriate monetary penalty pursuant to Section 5528 of Part 55 of NREPA, MCL 324.5528.

Be advised that failure to respond to this Enforcement Notice in a timely manner and adequately resolve or address the cited violations may result in further enforcement proceedings, including but not limited to, referral of the matter to the Michigan Department of Attorney General (MDAG) for commencement of civil litigation. This Enforcement Notice does not preclude or limit EGLE's ability to initiate any other enforcement action under federal or state law as appropriate.

ENFORCEMENT NOTICE


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Please contact me at 517-275-2620, or by email at RathbunJ1@Michigan.gov, no later than September 12, 2023, to schedule a meeting to discuss the resolution of this matter.

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENT, GREAT
LAKES, AND ENERGY

By: 

Jeff Rathbun
Air Quality Division, Enforcement Unit

Date: 8/29/2023

cc: Sarah Marshall, U.S. Environmental Protection Agency, Region 5
Margaret Bettenhausen, MDAG
Joyce Zhu, EGLE
Jenine Camilleri, EGLE
Adam Bognar, EGLE