



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
KALAMAZOO DISTRICT OFFICE



DAN WYANT  
DIRECTOR

June 23, 2015

Mr. Sean Steele  
Chef Container LLC  
A-4368 60th Street  
Holland, Michigan 49423

Dear Mr. Steele:

**VIOLATION NOTICE**

On June 16, 2015, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an investigation of Chef Container LLC (Facility), located at A-4368 60th Street, Holland, Michigan. The purpose of this investigation was to determine the Facility'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 that the DEQ, AQD, received on June 12, 2015, regarding dust attributed to wood grinding operations.

During the investigation, staff of the AQD observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Wood grinding operation	Rule 201	Installation of equipment without a permit.

**RULE 201 VIOLATION**

During this investigation, it was noted that the Facility had installed and commenced operation of unpermitted process equipment. You are advised that this is a violation of Rule 201 of Act 451.

A program for compliance may include a completed Permit to Install application for the wood grinding operation process equipment. An application form is available by request, or at the following website: [http://www.deq.state.mi.us/aps/nsr\\_information.shtml](http://www.deq.state.mi.us/aps/nsr_information.shtml)

Be advised that Rule 201 requires a permit be obtained prior to installation, construction, operation, reconstruction, relocation, or alteration of any process or process equipment that may be a source of an air contaminant.

**RULE 901**

Due to information gathered during the investigation, it is the professional judgment of AQD staff that dust fallout is likely of sufficient intensity, frequency, and duration so as to be a potential violation of Rule 901. Staff of the AQD did not observe the grinder in operation, but did observe the loading of the ground material into a truck. From looking at the complainant's photos,

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observing the loading operation, and noting that the grinder does not have air pollution control equipment installed, staff of the AQD is asking that Rule 901 be addressed in your response to this letter.

Rule 901 States:

Notwithstanding the provisions of any other rule, a person shall not cause or permit the emission of an air contaminant or water vapor in quantities that cause, alone or in reaction with other air contaminants, either of the following:

- (a) Injurious effects to human health or safety, animal life, plant life of significant economic value, or property.
- (b) Unreasonable interference with the comfortable enjoyment of life and property.

Please initiate actions necessary to correct the cited violation and the dust fallout issue (Rule 901), and submit a written response to this Violation Notice by July 14, 2015, which is 21 calendar days from the date of this letter. The written response should include: 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, the dust fallout issue cited above, and for the cooperation that was extended to me during my investigation of the Facility. If you have any questions regarding the actions necessary to bring this Facility into compliance, please contact me at the telephone number listed below.

Sincerely,



Dale Turton  
Senior Environmental Engineer  
Air Quality Division  
269-567-3554

DT:CF

cc: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Mary Douglas, DEQ