



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

December 7, 2022

Steve Reed
Modineer Plant 10
2190 Industrial Drive
Niles, MI 49120

SRN: U112204539, Berrien County

Dear Steve Reed:

VIOLATION NOTICE

On November 29, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Modineer Plant 10 located at 2121 W. Chicago Drive, Niles, Michigan. The purpose of this inspection was to determine Modineer Plant 10 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 Air Pollution Control Rules.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Burn-Off Oven	Rule 336.1201	See Comment 1 Below
Welding Operations	Rule 336.1201	See Comment 2 Below

Comment 1: The facility has installed and has been operating a Burn-Off Oven without a Permit to Install (PTI) issued for it by the AQD.

Comment 2: The facility has installed and has been operating 35 welding processes whose Potential to Emit (PTE) of PM10 emissions, when combined for all of the welders, exceeds the AQD Significance Level Thresholds allowed under Rule 336.1278(1)(a). Thus, the AQD Permit Exemption Rule 336.1285(2)(i) cannot be used and would have required them to obtain PTI prior to their installation.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by January 6, 2023. The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations; whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

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Please submit the written response to EGLE, AQD, Kalamazoo District, at 7953 Adobe Road, Kalamazoo, Michigan 49009 and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Modineer Plant 10 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 violations cited above and for the cooperation that was extended to me during my inspection of Modineer Plant 10. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,

A handwritten signature in black ink that reads "Matt Deskins". The signature is written in a cursive, slightly slanted style.

Matt Deskins
Environmental Quality Analyst
Air Quality Division
269-303-8326

cc: Mary Ann Dolehanty, EGLE
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Rex Lane, EGLE