



GRETCHEN WHITMER
GOVERNOR

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



DANIEL EICHINGER
ACTING DIRECTOR

February 7, 2023

UPS NEXT DAY DELIVERY

ENFORCEMENT NOTICE

In the matter of:

Ervin Amasteel Division
915 Tabor Street
Adrian, Michigan 49221

SRN: B1754; Lenawee County

ATTENTION: John Gramm

This letter is to advise you of the commencement of an escalated enforcement action against Ervin Amasteel Division (Company). This letter follows the September 15, 2022, Violation Notice issued by the Michigan Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) which detailed violations of 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 210(9) of the Michigan Air Pollution Control Rules, Mich Admin Code R 336.1210(9). The Company failed to submit their Renewable Operating Permit (ROP) renewal application prior to the deadline. As a result, the Company has failed to obtain an application shield. Upon the expiration of the Company's ROP, operation of the process or process equipment without the benefit of the application shield constitutes a violation of Rule 210(1) of the Michigan Air Pollution Control Rules, Mich Admin Code R 336.1210(1).

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 (EN) 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

Ervin Amasteel Division

Page 2

February 7, 2023

Please contact me at 517-275-2620, or by email at RathbunJ1@Michigan.gov, no later than February 15, 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: 2/7/2023

cc: Sarah Marshall, U.S. Environmental Protection Agency, Region 5
Margaret Bettenhausen, MDAG
Scott Miller, EGLE
Jenine Camilleri, EGLE
Mike Kovalchick, EGLE