



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
KALAMAZOO DISTRICT OFFICE



DAN WYANT  
DIRECTOR

December 3, 2014

Mr. John Berscheit  
Rieth-Riley Construction Co., Inc.  
P.O. Box 477  
Goshen, Indiana 46527

SRN: B5838, Berrien County

Dear Mr. Berscheit:

**VIOLATION NOTICE**

On December 1, 2014, the Michigan Department of Environmental Quality (MDEQ), Air Quality Division (AQD), conducted a review of an emissions test report submitted on November 24, 2014, pertaining to Rieth-Riley Construction (Facility), located at 1589 Townline Road, Benton Harbor, Michigan. The purpose of this review was to determine compliance with the testing 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 the emission limits contained within Permit to Install (PTI) No. 110-87E.

Following the review, staff of the AQD observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EU-HMA-CFLOW	Special Condition I.1 of PTI No. 110-87E and 40 CFR, Part 60, Subparts A and I.	The test report indicated that the equipment failed the Particulate Matter (PM) emission limit rate of 0.04 gr/dscf.
EU-HMA-CFLOW	Special Condition I.2 of PTI No. 110-87E.	The test report indicated that the equipment failed the PM emission limit rate of 0.04 lb/ton.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by January 2, 2015. 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.

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.

Mr. John Berscheit  
Page 2  
December 3, 2014

Thank you for your attention to resolving the violations cited above. If you have any questions regarding the violations or the actions necessary to bring this Facility into compliance, please contact me at the telephone number listed below.

Sincerely,



Matt Deskins  
Environmental Quality Analyst  
Air Quality Division  
269-567-3542

MD:CF

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