



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

September 30, 2019

UPS NEXT DAY DELIVERY

Mr. R.J. Orozco, Owner
State Crushing, Inc.
25501 Sherwood Avenue
Warren, Michigan 48091

SRN: M3526; Macomb County

Dear Mr. Orozco:

SUBJECT: Consent Order AQD No. 37-2016, Stipulated Fines

On September 13, 2016, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) and State Crushing, Inc. (Company) entered into a Stipulation for Entry of Final Order by Consent AQD No. 37-2016 (Consent Order), to resolve violations that had occurred at the Company's facility in Warren, Michigan.

In a Violation Notice (VN) dated September 5, 2019, the AQD cited the Company for violating the requirements of Mich Admin Code R 336.1201 and paragraph 9.A.1 of the Consent Order for installing a conveyor system without first obtaining an air quality permit. Additionally, the AQD cited the Company for violating the Fugitive Dust Control plan required by Permit to Install (PTI) No. 154-12, which is a violation of paragraph 9.C.1 of the Consent Order.

Paragraph 9.C.1 of the Consent Order states the following:

"On and after the effective date of this Consent Order, the Company shall maintain records of water application. This information shall be kept on file at the Facility and shall be made available to MDEQ (now EGLE) upon written or verbal request."

Furthermore, Paragraph 13 of the Consent Order reads, in part:

"On and after the effective date of this Consent Order, if the Company fails to comply with paragraph 9.C of this Consent Order, the Company is subject to a stipulated fine of up to \$500.00 per violation per day."

After reviewing the VN and the Company's response to the violations, the ADQ has determined the amount of stipulated fines to be \$250.00. The Company is hereby requested to submit the stipulated fines of \$250.00 in accordance with the provisions of Paragraph 13 of

Mr. R.J. Orozco
Page 2
September 30, 2019

Consent Order AQD No. 37-2016 by October 30, 2019. To ensure proper credit, all payments shall include the Agreement Identification Number AQD40148-S on the face of the check. Stipulated fines submitted under this Consent Order shall be made by check, payable to the "State of Michigan" and delivered to the Michigan Department of Environment, Great Lakes, and Energy, Accounting Services Division, Cashier's Office, P.O. Box 30657, Lansing, Michigan 48909-8157.

Additionally, the Company must submit an application by October 31, 2019 to include the new conveyor system in PTI No. 154-12. If this application is not submitted in a timely manner, the Company may be subject to additional stipulated fines pursuant to paragraph 13 of the Consent Order for violations of paragraph 9.A.1 of the Consent Order.

Please contact me at 517-284-6797 or rathbunj1@michigan.gov if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jeff Rathbun".

Jeff Rathbun
Enforcement Unit
Air Quality Division
517-284-6797
Rathbunj1@michigan.gov

cc: Mr. Neil Gordon, Department of Attorney General
Ms. Joyce Zhu, EGLE
Ms. Jenine Camilleri, EGLE