



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
LANSING



C. HEIDI GREETHER  
DIRECTOR

August 24, 2018

UPS NEXT DAY DELIVERY

**ENFORCEMENT NOTICE**

In the matter of:

LexaMar Corporation  
100 LexaMar Drive  
Boyne City, Michigan 49712

SRN: N2812; Charlevoix County

ATTENTION: Mr. Charlie Siska, General Manager

This letter is to advise you of the commencement of escalated enforcement action against LexaMar Corporation (Company) with State Registration Number (SRN) N2812. This letter follows the June 18, 2018, Violation Notice issued by the Michigan Department of Environmental Quality (MDEQ), Air Quality Division (AQD) which detailed violations of the federal Clean Air Act Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, (NREPA), 1994, PA 451, as amended, MCL 324.5501, *et seq.* (Part 55), and the administrative rules promulgated thereunder, and the conditions of Renewable Operating Permit (ROP) number MI-ROP-N2812-2015b.

The alleged violations against the Company are federally enforceable and are considered a High Priority Violation (HPV) by the United States Environmental Protection Agency (EPA). The HPV designation means that the EPA places a priority on enforcing the regulations governing this violation and on formally resolving alleged violations of this type. The AQD is required to report all HPVs to the EPA, pursuant to the state's grant commitments with the EPA and the state's delegated enforcement authority of the federal Clean Air Act.

The AQD is hereby providing the Company with an opportunity to demonstrate compliance, present factual information in writing that should be considered regarding the violations and meet to discuss options for satisfactorily resolving the violations. The proposed formal written resolution will include, among other things, a compliance schedule within an administrative consent order and an appropriate monetary penalty. In an effort to seek resolution of the cited federal and state air quality violations, the Company will be given an opportunity to discuss a resolution of this matter with the AQD pursuant to Section 5528 of Part 55, MCL 324.5528.

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Please contact me at 517-284-6769, or by email at morane@michigan.gov, no later than Wednesday, September 5, 2018, to schedule a meeting to discuss the resolution of this matter.

Be advised that failure to respond to this Enforcement Notice 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. Be further advised that this Enforcement Notice does not preclude or limit the MDEQ's ability to initiate any other enforcement action under federal or state law as appropriate.

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY

By:   
Erin Moran  
Air Quality Division, Enforcement Unit

Date: 8/24/18

cc: Ms. Sarah Marshall, EPA, Region 5  
Mr. Neil Gordon, MDAG  
Mr. Shane Nixon, MDEQ  
Ms. Jenine Camilleri, MDEQ