



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SAGINAW BAY DISTRICT OFFICE



DAN WYANT
DIRECTOR

February 7, 2014

Gary Fogelsonger
Fogelsonger Vault Company
1617 Lewis Street
Bay City, MI 48706

SRN: N3247, Bay County

Dear Mr. Fogelsonger:

VIOLATION NOTICE

On January 31, 2014 and February 5, 2014, staff from the Michigan Department of Environmental Quality (MDEQ) were in the vicinity of Fogelsonger Vault Company located at 1617 Lewis Street, Bay City, Michigan. While in the area MDEQ staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Power Pak Cremation System	PTI No. 111-94A, Special Condition 15, Special Condition 16	Black smoke in excess of 75% opacity for > 6 minutes.
Power Pak Cremation System	Rule 910, PTI No. 111-94 Special Condition 18	After burner operation inadequate to control emissions.

On January 31 and February 5, 2014, the MDEQ staff observed operation of the cremation units while the afterburners were not satisfactorily controlling emissions. Thick black smoke was observed emitting for over 10 minutes from a stack at the Fogelsonger Lewis Street facility.

MDEQ staff spoke to you by phone on February 5, 2014. During the phone conversation you explained that the emissions were associated with operation of the cremation units by an employee in training.

The conditions of PTI number 111-94 limit the emissions of particulate matter to 0.20 pounds particulate/1000 pounds exhaust gas, and, opacity to a six minute average of twenty percent or less.

The emissions also constitute a violation of Act 451, Rule 910, which requires that an air-cleaning device shall be installed, maintained, and operated in a satisfactory manner. and in accordance with the administrative rules and existing law.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by February 28, 2014. 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 you believe 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 our February 5, 2014 phone conversation. 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,



Kathy L. Brewer
Environmental Quality Analyst
Air Quality Division
Saginaw Bay District Office
989-894-6214

klb/ami

Enclosure(s)

cc: Mr. Chris Hare, DEQ

cc/via email: Ms. Lynn Fiedler, DEQ

Ms. Teresa Seidel, DEQ

Mr. Thomas Hess, DEQ