

MK

N3631



Gerken Materials, Inc. *M*  
 Gerken Paving, Inc. *Wash.*  
 Gerken Asphalt Paving, Inc.  
 Gerken Leasing Company, Ltd.  
 The Custar Stone Co.  
 The Bluffton Stone Company  
 Bluffton Paving, Inc.  
 Roadway Services, Inc.  
 M&R Ready Mix, Inc.  
 Kuhlman Corporation  
 Williams Concrete, Inc.

July 22, 2022

RECEIVED  
MDEQ - JACKSON

AUG 03 2022

AIR QUALITY DIVISION

Mike Kovalchick, Senior Environmental Engineer  
 Michigan Department of Environment, Great Lakes, and Energy  
 Air Quality Division – Jackson District  
 301 East Louis Glick Highway  
 Jackson, MI 49201

Re: Response to June 7, 2022 Violation Notice  
 Gerken Materials, Inc. – Clinton, MI (SRN – N3631, PTI No. 59-04)

Dear Mike Kovalchick,

As a result of your June 2, 2022 compliance inspection, Gerken Materials, Inc. – Clinton received two violations in a letter dated June 7, 2022 (a copy of the letter is attached). Both violations were in regard to a rock crushing plant, which was not equipped with a water spray system to control fugitive dust and that the crusher was not properly labeled. Please note that a preliminary reply to these violations was submitted via email on June 30, 2022 in addition to phone conversations during the week of June 20, 2022.

The following actions were completed by Gerken Materials, Inc. to return the rock crushing plant to compliance with PTI 59-04 conditions 1.7 and 1.11 during the week of June 20, 2022:

- A water spray system and water supply were installed on the rock crushing plant.
- The rock crushing plant was properly labeled. In addition to the rock crushing plant being labeled, the associated screens and conveyors associated with this plant were labeled but were relabeled due to the paint beginning to fade on some of the equipment.

Photos of the rock crushing plant water spray system and labelling are attached. Gerken Materials, Inc. believes the enclosed information adequately resolves the above violations and returns the rock crushing plant to compliance with the PTI.

Corporate Office: 9072 County Road 424, Napoleon, OH 43545 | Phone 419-533-7701 |  
[www.gerkencompanies.com](http://www.gerkencompanies.com)

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**Gerken Materials, Inc.**  
Gerken Paving, Inc.  
Gerken Asphalt Paving, Inc.  
Gerken Leasing Company, Ltd.  
The Custar Stone Co.  
The Bluffton Stone Company  
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Roadway Services, Inc.  
M&R Ready Mix, Inc.  
Kuhlman Corporation  
Williams Concrete, Inc.

Please contact the undersigned at 419-533-7701 with any questions regarding this response to the June 7, 2022 violation notice.

Sincerely,

David Benecke  
Environmental Manager

CC: Jenine Camilleri, Enforcement Unit Supervisor  
Joe Knepley, Vice President

Corporate Office: 9072 County Road 424, Napoleon, OH 43545 | Phone 419-533-7701 |  
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GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF  
ENVIRONMENT, GREAT LAKES, AND ENERGY  
JACKSON DISTRICT OFFICE



LIESL EICHLER CLARK  
DIRECTOR

June 7, 2022

VIA EMAIL AND CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Tyler Thorton  
Gerkin Materials, Inc., Clinton  
13500 Allen RD  
Clinton, Michigan 49236 County

SRN: N3631, Washtenaw

Dear Tyler Thorton:

**VIOLATION NOTICE**

On June 2, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an unannounced compliance inspection of Gerkin Materials, Inc. Clinton (Company) located at 13500 Allen Road, Clinton Michigan. The purpose of this inspection was to determine the Company's compliance with the 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 Air Pollution Control Rules and general Permit to Install (PTI) 59-04.

During the inspection and subsequent records review, AQD staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Rock crushing plant	PTI 59-04; FGCRUSHING Equipment 1.7 (R336.1205, R3361.301, R336.1303, R 336.1331, and R336.1910)	Crusher and associated screen are not equipped with water spray bars nor is there a source of readily available water to supply the spray bars.
Rock crushing plant	PTI 59-04; FGCRUSHING Permit Date 1.11 (R336.1201, 40 CFR 60.670)	None of the equipment in the crusher plant is properly labeled.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by June 28, 2022, (which coincides with 21 calendar days from the date of this letter). 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

Tyler Thorton  
Gerken Materials Inc., Clinton  
June 7, 2022  
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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.

Please submit the written response to EGLE, AQD, Jackson District, at 301 E. Louis Glick Highway, Jackson, Michigan 49201, and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If the Company 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.

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

Sincerely,

*Mike Kovalchick*

Mike Kovalchick  
Senior Environmental Engineer  
Air Quality Division  
517-416-3537

cc:

Ms. Jenine Camilleri, EGLE  
Mr. Christopher Ethridge, EGLE  
Scott Miller, EGLE



Labelling of Rock Crusher Plant



Rock Crushing Plant Water Spray System