



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
GRAND RAPIDS DISTRICT OFFICE



LIESL EICHLER CLARK  
DIRECTOR

February 26, 2019

Mr. Brett Wright  
Phoenix Cremation Services  
525 West Hume Avenue  
Muskegon Heights, Michigan 49444

SRN: N7554, Muskegon County

Dear Mr. Wright:

**VIOLATION NOTICE**

On February 22, 2019, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Phoenix Cremation Services located at 525 West Hume Avenue, Muskegon Heights, Michigan. The purpose of this inspection was to determine Phoenix Cremation Services' 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 the conditions of Permit to Install (PTI) number 319-05A.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EUCREMATORY2	PTI No. 319-05A, Special Condition (SC) IV.1	Failure to maintain a device to record temperature in the secondary combustion chamber on a continuous basis.
	PTI No. 319-05A, SC VI.1 and VI.3	Failure to record and keep records of temperature in the secondary combustion chamber on a continuous basis.
	PTI No. 319-05A, SC VI.4	Failure to maintain records of all service, maintenance and equipment inspections.

During this inspection, Phoenix Cremation Services was unable to produce secondary combustion chamber temperature records for the time period of approximately August 22, 2017 through the date of the inspection (February 22, 2019) due to an inoperable circle chart recorder. This is a violation of PTI No. 319-05A, EUCREMATORY2, SC IV.1, SC VI.1 and SC VI.3. The conditions of PTI No. 319-05A, EUCREMATORY2, SC IV.1, SC VI.1 and SC VI.3 require the permittee to maintain a device to continuously record the temperature in the secondary combustion chamber, record temperature data on a continuous basis and to keep records.

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In addition, per conversations and observations made during the inspection, Phoenix Cremation Services is not maintaining records of all service, maintenance and equipment inspections conducted. This is a violation of PTI No. 319-05A, EUCREMATORY2, SC VI.4, which requires all maintenance records to be maintained for at least five (5) years and made available for review upon request by AQD staff.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by March 19, 2019 (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 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 the DEQ, AQD, Grand Rapids District, at 350 Ottawa Avenue NW, Unit 10, Grand Rapids, Michigan 49503 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at the DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Phoenix Cremation Services 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 and for the cooperation that was extended to me during my inspection of Phoenix Cremation Services. 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,



Chris Robinson  
Environmental Quality Analyst  
Air Quality Division  
616-356-0259

cc: Ms. Mary Ann Dolehanty, DEQ  
Dr. Eduardo Olaguer, DEQ  
Mr. Christopher Ethridge, DEQ  
Ms. Jenine Camilleri, DEQ  
Ms. Heidi Hollenbach, DEQ