



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING DISTRICT OFFICE



DAN WYANT
DIRECTOR

December 6, 2013

Mr. Frederick Hambleton
Treasurer, Richfield Landfill
1606 East Webster Road
Flint, MI 48505

Mr. Samuel D. Sweet
Bankruptcy Trustee
P.O. Box 757
Ortonville, MI 48462-0757

Mr. Bill Roberts
Vice President, Operations and Engineering
Blue Skies Energy
29205 Ryan Road
Warren, MI 48092

SRN: N7762, Genesee County

Dear Mr. Hambleton, Mr. Roberts, and Mr. Sweet:

VIOLATION NOTICE

On July 16, 2008, the Department of Environmental Quality (MDEQ), Air Quality Division (AQD) issued Renewable Operating Permit (ROP) No. MI-ROP-N7762-2008 to Richfield Landfill and Blue Skies Energy located at 11145 Mt. Morris Road in Davison. Rule 213(3)(c)(i) of Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451), requires a permittee to submit a report at least once every six months of any required monitoring and all instances of deviations from permit requirements.

At this time, the DEQ has not received your facility's January through June, 2013 Semi-Annual Deviation report, which was due September 15, 2013. This constitutes a violation of ROP No. MI-ROP-N7762-2008 and Rule 213(3)(c)(i) of Act 451.

In addition, the DEQ has not yet received your facility's 2012 Annual and July through December, 2012 Semi-Annual Deviation reports, which were due March 15, 2013 and previously requested in a letter to your facility dated April 18, 2013. This also constitutes a violation of ROP No. MI-ROP-N7762-2008 and Rule 213(3)(c)(i) of Act 451.

Please submit the reports within 21 days from the date of this letter. Each report must contain a certification by the responsible official that the statements and information in the report are true, accurate, and complete.

If your facility 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 violations or the actions necessary to bring this facility into compliance, please contact me at the telephone number listed below.

Sincerely,



Brad Myott
Senior Environmental Engineer
Air Quality Division
517-284-6639

BAM:TG

Enclosure

cc: Mr. Michael McClellan, DEQ
cc/via email: Mr. Richard Kuhl, Assistant Attorney General
Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ