



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



C. HEIDI GREYER
DIRECTOR

March 21, 2017

UPS NEXT DAY DELIVERY

ENFORCEMENT NOTICE

In the matter of:
W2Fuel, LLC
1571 West Beecher Road
Adrian, Michigan 49221

Attention: Mr. Perry Mulhollen

This letter is to advise you of the commencement of escalated enforcement action against W2Fuel LLC (SRN: N7927). This letter follows the February 6, 2017, Violation Notice (VN) issued by the Michigan Department of Environmental Quality (MDEQ), Air Quality Division (AQD) which detailed violations of Michigan Administrative Code R 336.1201 (Rule 201), R 336.1210 (Rule 210), R 336.1225 (Rule 225), and R 336.1910 (Rule 910) along with federal requirements 40 CFR Part 60, Subpart RRR-Standards of Performance for Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes; 40 CFR Part 63, Subpart FFFF-National Emissions Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing; and 40 CFR Part 63, Subpart DDDDD-National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters.

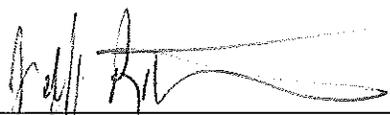
The alleged violations against W2Fuel, LLC are federally enforceable and are considered a High Priority Violation (HPV) by the United States Environmental Protection Agency (EPA). The HPV designation means that the EPA places a priority on enforcing the regulations governing this violation and on formally 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 you 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. This proposed resolution would include, among other things, a compliance schedule and an appropriate monetary penalty. Please contact me at 517-284-6797, or by email at rathbunj1@michigan.gov, no later than Wednesday, March 29, 2017, to schedule a meeting to discuss the resolution of this matter.

Mr. Perry Mulhollen
Page 2
March 21, 2017

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 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: 

Jeff Rathbun
Air Quality Division, Enforcement Unit

Date: 3-21-17

cc: Ms. Sarah Marshall, United States Environmental Protection Agency, Region 5
Mr. Neil Gordon, Michigan Department of Attorney General
Mr. Scott Miller, MDEQ
Mr. Thomas Hess, MDEQ