



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



KEITH CREAGH
DIRECTOR

June 9, 2016

CERTIFIED MAIL

ENFORCEMENT NOTICE

In the matter of:

Mr. Matt Zomberg
American Rack Company
4910 Kraft Avenue SE
Cascade Township, Michigan 49512

SRN: P0384; Kent County

ATTENTION: Mr. Zomberg

This letter is to advise you of the commencement of escalated enforcement action against American Rack Company, (Company) located at 4910 Kraft Avenue SE, Cascade Township, Michigan. On January 6, 2016, the Michigan Department of Environmental Quality (DEQ), Air Quality Division (AQD), issued a Violation Notice to the Company for allegedly generating odors from its facility that were detected in nearby areas that were of sufficient frequency, intensity and duration so as to constitute a violation of provisions of Michigan Administrative Code ("MAC") 2002 AACRS R 336.1901 ("Rule 901"); and General Condition No.6 of the Company's New Source Review Permit No. 151-12.

Due to the lack of an acceptable compliance plan and in an effort to seek a formal resolution to the above cited air quality violation, the AQD at this time is providing the Company with an opportunity to discuss the cited violations and resolve the violation voluntarily through entry of a consent order pursuant to Section 5528 of Act 451. Please contact me by Thursday, June 23, 2016 to schedule a meeting between AQD staff and representatives of the Company to discuss a formal resolution to this matter.

Be advised that failure to respond to this Enforcement Notice and adequately resolve or address the cited violation may result in further enforcement proceedings including, but not limited to, referral of the matter to the Michigan Department of Attorney General (DAG) for commencement of civil litigation. Be further advised that this Enforcement Notice does not preclude or limit the DEQ's ability to initiate any other enforcement action under federal or state law as appropriate.

Sincerely,

Mike Kovalchick
Enforcement Unit
Air Quality Division
517-284-6769

cc: Ms. Heidi Hollenbach, DEQ
Mr. Thomas Hess, DEQ
Mr. Dave Morgan, DEQ