



GRETCHEN WHITMER  
GOVERNOR

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



LIESL EICHLER CLARK  
DIRECTOR

July 8, 2019

Mr. Lou Hayes  
Ashley Land Development Company  
13720 Stobart Road  
Brighton Township, Michigan 48380

SRN: P0734, Livingston County

Dear Mr. Hayes:

**VIOLATION NOTICE**

On May 20, 2019, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Ashley Land Development located at 13720 Stobart Road, Brighton Township., Michigan. The purpose of this inspection was to determine Ashley Land Development'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 to investigate a recent complaint which we received on May 7, 2019, regarding fugitive dust attributed to Ashley Land Development operations.

During the inspection, staff observed the following:

| Process Description                | Rule/Permit Condition Violated | Comments  |
|------------------------------------|--------------------------------|---|
| Jaw Crusher (Terex Finlay J-1175E) | Rule 201                       | Crusher and related equipment installed and operated without a General Permit to Install. |

**RULE 201 VIOLATIONS**

During this inspection, it was noted that Ashley Land Development had installed and commenced operation of unpermitted equipment at this facility. The AQD staff advised Ashley Land Development on May 20, 2019, that this is a violation of Rule 201 of the administrative rules promulgated under Act 451.

A program for compliance may include a completed PTI application for the crushing process equipment. An application form is available by request, or at the following website: [www.michigan.gov/air](http://www.michigan.gov/air) (in the shaded box on the upper right-hand side of the page).

Be advised that Rule 201 requires that a permit be obtained prior to installation, construction, operation, reconstruction, relocation, or alteration of any process or process equipment which may be a source of an air contaminant.

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Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by July 29, 2019, (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violation occurred; an explanation of the causes and duration of the violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation 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, Lansing District, at 525 W. Allegan Street, PO Box 30242, Lansing, Michigan 48909 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Ashley Land Development 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 violation cited above and for the cooperation that was extended to me during my inspection. 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,

Samantha Braman  
Environmental Quality Analyst  
Air Quality Division  
517-282-1373

cc: Ms. Mary Ann Dolehanty, EGLE  
Dr. Eduardo Olaguer, EGLE  
Ms. Jenine Camilleri, EGLE  
Mr. Christopher Ethridge, EGLE  
Mr. Brad Myott, EGLE