



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SAGINAW BAY DISTRICT OFFICE



KEITH CREAGH
DIRECTOR

June 15, 2016

Mr. Bruce Weiss
Pyramid Paving & Contracting Co
1010 Adams Street
Bay City, MI 48708

SRN: B1485, Bay County

Dear Mr. Weiss:

VIOLATION NOTICE

On May 19, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), responded to a complaint of Pyramid Paving & Contracting Co. located at 1503 Pine Street, Essexville, Michigan. The purpose of the complaint investigation was to determine Pyramid Paving & Contracting Co. 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 administrative rules and to investigate a recent complaint which we received on May 19, 2016, regarding smoke and foul odors attributed to asphalt operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Asphalt Production	R 336.1901	Emissions from the stack are lofting down into town and impacting residence.

In the professional judgment of AQD staff, the odors and smoke that were observed were of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901 (and Special Condition number 8 of PTI number 260-81B).

The AQD staff detected the exhaust plume and odors in a residential area near the complainant's house and up to approximately a half a mile away. This was not the first complaint investigation. Staff has investigated several times and spoke with the facility regarding potential impacts.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by July 6, 2016 (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

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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.

If Pyramid Paving & Contracting Co. 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. 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,



Gina L. McCann
Environmental Quality Analyst
Air Quality Division
989-894-6218

cc/via e-mail: Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Ms. Heidi Hollenbach, DEQ
Mr. Thomas Hess, DEQ
Mr. Chris Hare, DEQ