



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
UPPER PENINSULA DISTRICT OFFICE



DAN WYANT  
DIRECTOR

November 12, 2013

Mr. Mike Logan  
Escanaba and Lake Superior Railroad Co.  
1 Larkin Plaza  
Wells, Michigan 49894

SRN: N2967, Delta County

Dear Mr. Logan:

**VIOLATION NOTICE**

On October 17, 2013, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of E &LS Railroad located at 1 Larkin Plaza, Wells, Michigan. The purpose of this inspection was to determine E & LS Railroad'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 administrative rules, the conditions of Permit to Install (PTI) number 703-91, and to investigate a recent complaint which we received on October 15, 2013, regarding sand blasting and fugitive dust attributed to E & LS Railroad's operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Blasting Booth	Special Condition No. 21	During my inspection filters were not in place and lying on the floor from both banks of filters.

On October 17, 2013, the AQD staff observed the sand blasting dust collectors with missing filters.

This constitutes a violation of Act 451, Rule 910, which requires that an air-cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with the administrative rules and existing law.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by December 3, 2013 (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.

If E & LS Railroad 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 of October 17, 2013. 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,

Ed Lancaster  
Senior Environmental Quality Analyst  
Air Quality Division  
906-346-8521

EL:KB

cc: Mr. Chris Hare, DEQ  
cc/via email: Ms. Lynn Fiedler, DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ