



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
KALAMAZOO DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

February 22, 2019

Paul Van Elderen
Van Elderen Inc.
892 East Allegan Street
Martin, Michigan 49070

SRN: N5140, Allegan County

Dear Mr. Van Elderen:

VIOLATION NOTICE

On February 11, 2019, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Van Elderen Inc. located at 892 East Allegan, Martin, Michigan. The purpose of this inspection was to determine Van Elderen Inc. 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

- the conditions of Permit to Install (PTI) number 35-94B and 292-07A;
- to investigate a recent complaint which we received on February 11, 2019, regarding foul odors attributed to Van Elderen Inc. operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
FGDLV&MW	R 336.1910 PTI No. 292-07A / SC. IV.1	During an odor complaint investigation it was discovered that FGDLV&MW was being operated without the associated RTO being operated. SC.IV.1 specifies that the RTO must be in operation for FGDLV&MW to operate.
EUSPRAYDRYING	R 336.1901(b) PTI No. 35-94B / General Condition 6	A strong, frequent, and persistent odor was observed in a neighborhood west of the facility. With winds coming out of the East the neighborhood was on wind vector to be experiencing odors from the facility.

In the professional judgment of AQD staff, the odors (smoke, dust fallout, etc.) that were observed were of sufficient intensity, frequency and duration so as to constitute a

violation of Rule 901 of the administrative rules promulgated under Act 451 and General Condition 6 of PTI number 35-94B.

On February 11, 2019, the AQD staff observed operation of FGDLV&MW while the RTO was off line. This constitutes a violation of Rule 910 of the administrative rules promulgated under Act 451, 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.

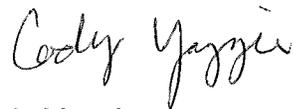
Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by March 15, 2019 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations; whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations 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 the DEQ, AQD, Kalamazoo District, at 7953 Adobe Road, Kalamazoo, Michigan 49009 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at the DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Van Elderen Inc. 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 violations cited above and for the cooperation that was extended to me during my inspection of Van Elderen Inc. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Cody Yazzie
Environmental Engineer
Air Quality Division
269-567-3554

cc: Ms. Mary Ann Dolehanty, DEQ
Dr. Eduardo Olaguer, DEQ
Mr. Christopher Ethridge, DEQ
Ms. Jenine Camilleri, DEQ
Mr. Rex Lane, DEQ