



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

September 10, 2021

Mr. Josh Puisis
The Nugent Sand Company Inc.
4912 Russell Road
Muskegon, Michigan, 49945

SRN: N7270, Muskegon County

Dear Mr. Puisis:

VIOLATION NOTICE

On August 12, 2021, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of The Nugent Sand Company Inc. located at 4912 Russell Road, Muskegon, Michigan. The purpose of this inspection was to determine The Nugent Sand Company Inc.'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 the conditions of Permit to Install (PTI) number 279-04A.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Semiannual exceedance reporting.	PTI No. 279-04A, EUSANDDRYER1, Special Condition VII.1 PTI No. 279-04A, EUSANDDRYER2, Special Condition VII.3 40 CFR Part 60, Subpart UUU (40 CFR 60.735(b))	Semiannual exceedance reports were not submitted in a timely manner.

During this inspection, The Nugent Sand Company Inc. had not submitted semiannual exceedance reports for both emission units for the calendar years of 2019 and 2020. This is a violation of reporting requirements specified in PTI No. 279-04A, EUSANDDRYER1 Special Condition VII.1, EUSANDDRYER2, Special Condition VII.3, and 40 CFR Part 60, Subpart UUU.

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During the inspection, the missing reports were produced from on-site records and copies were provided to the AQD. As such, the violation is considered addressed at this time and no further response is required.

If The Nugent Sand Company 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 The Nugent Sand Company 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,

Scott Evans

Scott Evans,
Environmental Quality Analyst
Air Quality Division
616-450-2072

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