



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
CADILLAC DISTRICT OFFICE



DAN WYANT  
DIRECTOR

October 28, 2014

Mr. Lyle VanWormer, Chairman  
Montmorency-Oscoda-Alpena SWMA  
6751 Landfill Road  
Atlanta, Michigan 49709

SRN: N8248, Montmorency County

Dear Mr. VanWormer:

### VIOLATION NOTICE

The Department of Environmental Quality (DEQ), Air Quality Division (AQD) has not received an application for renewal of Renewable Operating Permit (ROP) No. MI-ROP-N8248-2010 for Montmorency-Oscoda-Alpena SWMA located at 6751 Landfill Road, Atlanta, Michigan. In accordance with Rule 210(8) of Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451), an administratively complete application for renewal of a ROP is considered timely if it is received by the DEQ not more than 18 months, but not less than 6 months, before the expiration date of the current ROP. The deadline for submitting the application was October 27, 2014.

Failure to submit a timely application constitutes a violation of Rule 210(1) of Act 451 which requires that a source not operate any emission units at a source required to obtain a ROP unless a timely and administratively complete application has been received by the DEQ. As a result of the failure to submit a timely and administratively complete application in accordance with the requirements of Rule 210(8) of Act 451, this facility has failed to obtain an "application shield."

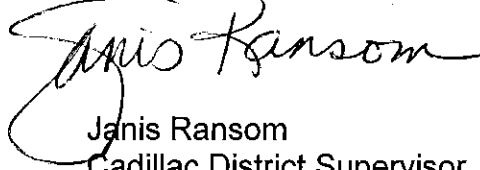
Furthermore, on April 27, 2015, Montmorency-Oscoda-Alpena SWMA ROP will expire. In accordance with Rule 217(1)(c) of Act 451, the source will lose its "permit shield" upon expiration of the ROP. In addition, according to Section 5506(2) of Act 451, the expiration of an operating permit terminates the person's right to operate a source. Therefore, if the ROP renewal is not issued by April 27, 2015, and this source continues to operate after this date, Montmorency-Oscoda-Alpena SWMA is in violation of Section 5506(2) of Act 451.

Please submit a complete application within 60 days from the date of this letter.

If Montmorency-Oscoda-Alpena SWMA 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.

If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact Rob Dickman at 231-876-4412, or you may contact me at the number listed below.

Sincerely,

A handwritten signature in black ink that reads "Janis Ransom". The signature is written in a cursive style with a large, looping initial "J".

Janis Ransom  
Cadillac District Supervisor  
Air Quality Division  
231-499-9235

cc: Ms. Sandy Cunningham, MOA, SWMA  
Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ  
Mr. Rob Dickman, DEQ