



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
GRAND RAPIDS DISTRICT OFFICE



C. HEIDI GREYER  
DIRECTOR

October 27, 2017

Mr. Laurence Duthler  
Grand Marina Meritus Properties, LLC  
5337 Pine Slope Drive, S.W.  
Wyoming, Michigan 49419

SRN: P0876, Ottawa County

Dear Mr. Duthler:

**VIOLATION NOTICE**

On October 10, 2017, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the Grand Marina located at 15078 120<sup>th</sup> Avenue, Nunica, Michigan. The purpose of this inspection was to determine the Grand Marina'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 to investigate a recent complaint which we received on October 9, 2017, regarding (fugitive dust/black smoke, foul odors, burned rubber odors, solvent odors, sand blasting, fugitive dust, etc.) attributed to the Grand Marina's operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Open Burning	Rule 310	AQD staff was informed of and observed evidence of the open burning of waste materials. The waste material included railroad ties.

On October 10, 2017, AQD staff observed evidence of open burning of refuse and other waste material at the Grand Marina. This constitutes a violation of Act 451, Rule 310 which prohibits open burning of refuse, garbage, or any other waste material at any business or commercial operation.

In order to comply with Rule 310, the Grand Marina is advised to immediately discontinue any open burning.

The DEQ encourages the reuse and the recycling of wastes whenever possible. However, any waste that cannot be reused or recycled must be properly disposed of in accordance with Act 451, Part 115, Solid Waste Management, Section 11512(1). Additionally, if the Grand Marina decides to incinerate their waste, it must be incinerated in a properly designed incinerator. An approved permit must be obtained from the DEQ

Mr. Laurence Duthler  
Page 2  
October 27, 2017

before commencing installation of any incinerator. An application form is available by request or at the following website: [www.michigan.gov/deqair](http://www.michigan.gov/deqair) (in the shaded box on the upper right-hand side of the page).

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by November 16, 2017 (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 recurrence.

If the Grand Marina 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 the Grand Marina. 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,



Tyler Salamasick  
Environmental Quality Analyst  
Air Quality Division  
(616) 356-0239

TS:kw

cc: Heidi Hollenbach, DEQ  
cc/via e-mail: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Mr. Thomas Hess, DEQ