



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

August 21, 2020

VIA E-MAIL and U.S. MAIL

Mr. Tom Nemetz
Iron City Enterprises
N2404 Highway US-41
Menominee, Michigan 49858

SRN: N3931, Menominee County

Dear Mr. Nemetz:

VIOLATION NOTICE

On August 12, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Iron City Enterprises located at Wildwood Pit, Stephenson, Michigan. The purpose of this inspection was to determine Iron City Enterprises 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.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Unpermitted crushing equipment	R 336.1201	Source has been operating a portable crushing plant without a Permit to Install (PTI).
Initial performance testing, recordkeeping, and reporting	40 CFR Part 60 Subparts A and OOO	Applicable crushing equipment is subject to NSPS Subpart OOO.

This process is also subject to the federal New Source Performance Standards (NSPS) for Nonmetallic Mineral Processing Plants. These standards are found in Title 40 of the Code of Federal Regulations (CFR) Part 60, Subpart OOO.

During this inspection, it was noted that Iron City Enterprises had installed and commenced operation of unpermitted equipment. The AQD staff advised Iron City Enterprises on August 12, 2020, that this is a violation of Rule 201 of the administrative rules promulgated under Act 451.

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A program for compliance must include a completed PTI application for the crushing process equipment. An application form is available by request, or at the following website: www.michigan.gov/air (in the shaded box on the upper right-hand side of the page).

Be advised that Rule 201 requires that a permit be obtained prior to installation, construction, operation, reconstruction, relocation, or alteration of any process or process equipment which may be a source of an air contaminant.

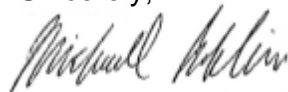
Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by September 10, 2020 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of 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 EGLE, AQD, Marquette District Office, at 1504 West Washington Street, Marquette, Michigan 49855 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Iron City Enterprises 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 Iron City Enterprises. 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,



Michael Conklin
Environmental Engineer
Air Quality Division
906-202-0013

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