



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

September 23, 2020

Ms. Amy Tullar
Autumn Acres Farm
4351 Division Street
Wayland, Michigan 49348

SRN: U032003355, Allegan County

Dear Ms. Tullar:

VIOLATION NOTICE

On September 18, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), followed up on an open burning complaint of Autumn Acres Farm located at 4351 Division Street, Wayland, Michigan. The purpose of this follow up was to determine Autumn Acres Farm 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 September 16, 2020, regarding smoke and foul odors attributed to Autumn Acres Farms operations.

During the follow up, staff was told the following:

Process Description	Rule/Permit Condition Violated	Comments
Open Burning	Rule 310	Staff was told in a phone conversation with Ms. Tullar that she did burn Feed Bags on September 16, 2020. Business waste is not permitted to be burned outlined in Rule 310 of the AQD Rules.

On September 18, 2020, AQD staff called to gather information about:

- open burning of refuse and other waste material at Autumn Acres Farm.

This constitutes a violation of Rule 310 of the administrative rules promulgated under Act 451, 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, Autumn Acres Farm is advised to immediately discontinue any open burning.

EGLE 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 Part 115, Solid Waste Management, Section 11512(1) of Act 451. Additionally, if Autumn Acres Farm decides to incinerate their waste, it must be incinerated in a properly designed incinerator. An approved permit must be obtained from EGLE before commencing installation of any

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incinerator. 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)

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by October 14, 2020 (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 reoccurrence.

Please submit the written response to EGLE, AQD, Kalamazoo District, at 7953 Adobe Road, Kalamazoo, Michigan 49009 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Autumn Acres Farm 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 complaint investigation of Autumn Acres Farm. 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,



Cody Yazzie
Environmental Engineer
Air Quality Division
269-312-2754

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