



GRETCHEN WHITMER  
GOVERNOR

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



LIESL EICHLER CLARK  
DIRECTOR

April 24, 2020

Mr. John Warvel, Owner  
Sunrise Aggregates, LLC  
2100 Swan Road  
Dansville, Michigan 48819

SRN: U331706491, Ingham County

Dear Mr. Warvel:

**VIOLATION NOTICE**

On April 13, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), received a complaint regarding the burning of a wood chip pile at Sunrise Aggregates, located on Carter Road, Ingham Township, Michigan. Ingham Township Fire Department conducted an onsite investigation to verify the alleged complaint in order for AQD staff to determine 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); and the Air Pollution Control Rules.

During the investigation, Ingham Township Fire Department staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Open burning of wood chip/manure compost	Rule 310	Evidence of open burning of the wood chips/manure compost pile on property

During the week of April 13, 2020, Ingham Township Fire Chief Scott Speck observed open burning of the compost piles containing a mixture of wood chips and manure at Sunrise Aggregates' Carter Road pit.

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, Sunrise Aggregates 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 Sunrise Aggregates 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 incinerator. An application form is available by request, or at the following website: [www.michigan.gov/air](http://www.michigan.gov/air) (in the shaded box on the upper right-hand side of the page)

Mr. John Warvel

Page 2

April 24, 2020

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by May 15, 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 a written compliance plan that includes all steps Sunrise Aggregates plans to take to prevent a reoccurrence. The compliance plan shall include, but not limited to the following: how often temperature readings on the pile(s) will be monitored, steps to be taken in the event that the temperature is too high, and the institution of recordkeeping for all pile maintenance activities and temperature readings.

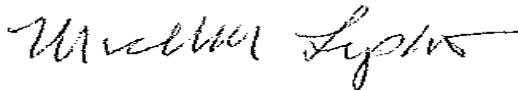
Please refer to the *Compost Operator Guidebook*, located at [www.michigan.gov/eglecompost](http://www.michigan.gov/eglecompost), for information on how to effectively manage a compost pile. It is recommended that Sunrise Aggregates incorporate some of the practices from this guidebook into their compliance plan to prevent a reoccurrence of the open burning of the wood chip/manure pile. For additional assistance with compost management, please contact Aaron Hiday, Compost Program Coordinator, Materials Management Division of EGLE at 517-282-7546 or [hidaya@michigan.gov](mailto:hidaya@michigan.gov).

Please submit the written response to EGLE, AQD, Lansing District, at Constitution Hall, First Floor South, 525 W. Allegan, P.O. Box 30242, Lansing, Michigan 48909 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760. Please also submit an email copy of the written response to Michelle Luplow at [luplowm1@michigan.gov](mailto:luplowm1@michigan.gov).

If Sunrise Aggregates 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. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at the email listed below.

Sincerely,



Michelle Luplow  
Environmental Quality Analyst  
Air Quality Division  
[luplowm1@michigan.gov](mailto:luplowm1@michigan.gov)

cc: Mr. Scott Speck, Ingham Township Fire Department  
Ms. Mary Ann Dolehanty, EGLE  
Dr. Eduardo Olaguer, EGLE  
Ms. Jenine Camilleri, EGLE  
Mr. Christopher Ethridge, EGLE  
Mr. Brad Myott, EGLE  
Mr. Aaron Hiday, EGLE  
Mr. Larry Bean, EGLE  
Mr. Matt Feldpausch, DNR