



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
GRAND RAPIDS DISTRICT OFFICE



C. HEIDI GREYER
DIRECTOR

October 25, 2017

Mr. Pete Nyblad
Nyblad Orchards
15585 Fruitridge
Kent City, Michigan 49330

SRN: U62120084, Newaygo County

Dear Mr. Nyblad:

VIOLATION NOTICE

On October 13, 2017, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Nyblad Orchards located at the corner of 104th Street and Felch Avenue, Grant, Michigan. The purpose of this inspection was to determine Nyblad Orchards' 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 13, 2017, regarding smoke attributed to Nyblad's operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Open Burning	Rule 901	AQD staff observed unreasonable smoke, ash and smoke odors at the complainant's home as a result of open burning conducted at Nyblad Orchards.

In the professional judgment of AQD staff, the smoke and ash that was observed was of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901.

The AQD staff detected smoke and ash at the complainant's home, approximately 1750 feet down wind of Nyblad Orchards' burn piles.

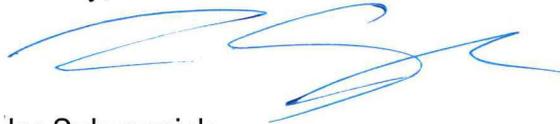
Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by November 15, 2017 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violation occurred; an explanation of the 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 reoccurrence.

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