



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
KALAMAZOO DISTRICT OFFICE



C. HEIDI GREYER  
DIRECTOR

November 3, 2016

Mr. Carl Kelch  
Pro Powder, Inc.  
201 Lovejoy Avenue  
South Haven, Michigan 49090

SRN: U80080665, Van Buren County

Dear Mr. Kelch:

**VIOLATION NOTICE**

On October 18, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Pro Powder, Inc. (Facility), located at 201 Lovejoy Avenue, South Haven, Michigan. The purpose of this inspection was to determine the Facility'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 the administrative rules.

During the inspection, staff of the AQD observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Operation of burn-off oven	R3336.1202 (Rule 201)	Failure to obtain a Permit to Install prior to operation of equipment, and inadequate records to demonstrate compliance with an exemption.

During this inspection, it was noted that the Facility had installed and commenced operation of unpermitted equipment. The Facility was also unable to produce emission records to demonstrate compliance with the Rule 290 exemption. The AQD staff advised the Facility on October 18, 2016, that this was a violation of Rule 201 of Act 451.

A program for compliance may include a completed Permit to Install application for the burn-off process equipment. An application form is available by request or at the following website: [http://www.deq.state.mi.us/aps/nsr\\_information.shtml](http://www.deq.state.mi.us/aps/nsr_information.shtml)

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 that may be a source of an air contaminant.

Mr. Carl Kelch  
Page 2  
November 3, 2016

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by November 22, 2016 (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 Facility 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 Facility. If you have any questions regarding the violation or the actions necessary to bring this Facility into compliance, please contact me at the telephone number listed below.

Sincerely,



Amanda Chapel  
Environmental Quality Analyst  
Air Quality Division  
269-567-3551

AC:CF

Enclosure

cc: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Mr. Christopher Ethridge, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Mary Douglas, DEQ