



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

February 16, 2021

Mr. Artie McElwee III (President and CEO)
Toefco Engineered Coating Systems, Inc.
1220 North 14th Street
Niles, MI 49120

SRN: N2610, Berrien County

Dear Mr. McElwee:

VIOLATION NOTICE

On January 21, 2021, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Toefco Engineered Coatings, Inc. (Toefco) located at 1220 North 14th Street, Niles, Michigan. The purpose of this inspection was to determine Toefco'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 conditions of Renewable Operating Permit (ROP) number MI-ROP-N2610-2017.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EU-COATINGLINE1 EU-COATINGLINE2	Special Condition VII.6 of the Reporting Requirements under the Flexible Group FG-MACT MMMM of the ROP and 40 CFR 63.3910	See Comment 1 Below
EU-COATINGLINE1 EU-COATINGLINE2	Special Condition VII.7 of the Reporting Requirements under the Flexible Group FG-MACT MMMM of the ROP and 40 CFR 63.3920	See Comment 2 Below

Comment 1: Notification of Compliance Status Report: A Notification of Compliance Status Report has not been submitted to date. This report is due within 30 days of the Initial 12-Month Compliance Period ending which would have ended approximately June 30, 2017 based off the Initial Notification that was submitted. This would have made this report due approximately July 31, 2017.

Comment 2: Semi-Annual Reports: The first Semi-Annual Compliance Report along with subsequent Semi-Annual Compliance Reports have not been submitted to date. The first semi-annual compliance report must cover the first semiannual reporting period which begins the day after the end of the initial compliance period that applies to the affected source and ends on June 30 or December 31, whichever date is the first date following the end of the initial

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compliance period. In this case, the reporting period would have been the one ending on December 31, 2017, which would have made the 1st Semi-Annual Report due by January 31, 2018. Subsequent Semi-Annual Reports could have either been submitted on their own within a month of the most recent semi-annual reporting period, or on the scheduled due dates and as part of the ROP Semi-Annual ROP Certification Reports since Toefco is Title V subject, but neither way has been done to date.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by March 16, 2021. 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, 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 Toefco 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 Toefco. 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,



Matt Deskins
Environmental Quality Analyst
Air Quality Division
269-303-8326

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