



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

September 1, 2020

VIA E-MAIL AND U.S. MAIL

Mr. Michael Kalinich, Jr.
The Kalinich Fence Company
12223 Prospect Road
Strongsville, Ohio 44149

SRN: N3624, Luce County

Dear Mr. Kalinich:

VIOLATION NOTICE

On August 28, 2020, the Michigan Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Newberry Wood Enterprises located at 7300 North County Road 403, Newberry, Michigan. The purpose of this inspection was to determine Newberry Wood Enterprises 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 Permit to Install (PTI) number 169-19.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Malfunction Abatement Plan (MAP)	Rules 336.331, 910, and 911 Special Condition III.2	Source shall not operate EUPNEUMATICLINE unless a MAP for the loadout socks has been submitted within 30 days of permit issuance.
Control device	Rules 336.331 and 910 Special Condition IV.1	Source has not installed the loadout socks within 180 days of permit issuance and is continuing to operate EUPNEUMATICLINE without the required control equipment.

On August 28, 2020, the AQD staff observed the emission points of EUPNEUMATICLINE without the loadout socks installed.

This constitutes a violation of Rule 910 of the administrative rules promulgated under Act 451, which requires that an air-cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with the administrative rules and existing law.

Mr. Michael Kalinich, Jr.
The Kalinich Fence Company
Page 2
September 1, 2020

The AQD has not received a MAP for the loadout socks. This constitutes a violation of Rule 911 of the administrative rules promulgated under Act 451, which requires a MAP, as described in Rule 911(2), shall be submitted to the AQD for review and be implemented and maintained.

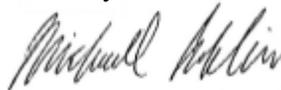
Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by September 21, 2020 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of 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, Marquette District, at 1504 West Washington Street, Marquette, Michigan 49855 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Newberry Wood Enterprises 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 Newberry Wood Enterprises. 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 or via email at ConklinM1@Michigan.gov.

Sincerely,



Michael Conklin
Environmental Engineer
Air Quality Division
906-202-0013

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