



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
KALAMAZOO DISTRICT OFFICE



DAN WYANT
DIRECTOR

May 4, 2015

Mr. Ben Hunderman
Rockytop Sand & Gravel
7029 Homrich Avenue, SW
Byron Center, Michigan 49315

SRN: P0143, Allegan County

Dear Mr. Hunderman:

VIOLATION NOTICE

In January 2015, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), notified Rockytop Sand & Gravel (Rockytop) of the requirement to submit a 2014 air pollution report, with the required submittal date of March 16, 2015, for your facility at 91 141st Avenue, Wayland, Michigan.

In response to the non-submittal of this report, a second letter was sent on April 6, 2015, requesting immediate submittal of the Michigan Air Emissions Reporting System (MAERS) forms required pursuant to Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); and by Air Pollution Control Rule 2 (Michigan Administrative Code R 336.202). A copy of the April 6, 2015, letter is enclosed for your reference.

At this time, the DEQ, AQD, has not received Rockytop's required MAERS report forms. You are hereby notified that this constitutes a violation of the above referenced act and rule. Please submit the MAERS reporting forms within 14 days of the date of this letter.

If Rockytop 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 Rockytop into compliance, please contact me at the telephone number listed below.

Sincerely,

Dale Turton
Senior Environmental Engineer
Air Quality Division
269-567-3554

DT:CF

Enclosure

cc: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Mary Douglas, DEQ