



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SAGINAW BAY DISTRICT OFFICE



C. HEIDI GREETHER
DIRECTOR

November 14, 2016

Mr. Bruce Weiss
Pyramid Paving & Contracting Co.
1010 Adams Street
Bay City, Michigan 48708

SRN: B1485, Bay County

Dear Mr. Weiss:

SECOND VIOLATION NOTICE

On November 11, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), responded to a PEAS (Pollution Emergency Alerting System) complaint of odors and opacity from Pyramid Paving & Contracting Co. located at 1503 Pine Street, Essexville, Michigan. The purpose of the investigation was to verify complaints regarding smoke, foul odors, and asphalt odors attributed to the asphalt production operations.

During the investigation, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Emissions from asphalt production	R 336.1901 Injurious effects to human health or safety, animal life, plant life of significant economic value, or property. Unreasonable interference with the comfortable enjoyment of life and property.	Emissions from stack down washing and impacting residence.
Emissions from asphalt production	R 336.1910 Air cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with these rules and existing law.	Emissions from stack down washing. Need engineering investigation into stack height, flow, velocity etc.

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On October 21, 2016, the AQD sent the company a Violation Notice citing violations discovered as a result of the inspection and requested your written response by November 11, 2016. A copy of that letter is enclosed for your reference. As of this date, we have not received your response.

Please be advised that failure to respond in writing and identifying actions the company will take or has taken to resolve the cited violations may result in escalated enforcement action by the AQD. Please provide the information requested in our October 21, 2016 letter by November 30, 2016, which corresponds to 14 days from the date of this letter. No written response to the additional violations cited above is required.

Be further advised that issuance of this Violation Notice does not preclude or limit the DEQ's ability to initiate any other enforcement action under state or federal law as appropriate.

If you have any questions regarding the violations or the actions necessary to bring Pyramid Paving & Contracting Co. into compliance, please contact me at the number listed below.

Sincerely,



Gina L. McCann
Senior Environmental Quality Analyst
Air Quality Division
989-894-6218

Enclosure

cc/via e-mail: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Chris Ethridge, DEQ
Mr. Thomas Hess, DEQ
Mr. Chris Hare, DEQ
Mr. Brian Leahy, Barr