



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SAGINAW BAY DISTRICT OFFICE



DAN WYANT
DIRECTOR

March 25, 2015

Mr. David Noble
Vice President of Operations
Michigan Sugar Company
2600 South Euclid Avenue
Bay City, Michigan 48706

SRN: B1493, Bay County

Dear Mr. Noble:

VIOLATION NOTICE

As you are aware, based on electronic correspondence, the Department of Environmental Quality (DEQ), Air Quality Division (AQD) has been conducting odor evaluations in residential areas surrounding the Michigan Sugar Company-Bay City Facility located at 2600 South Euclid Avenue, Bay City, Michigan. The purpose of these evaluations has been to determine the status of 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 administrative rules and to investigate ongoing odor complaints received by the District, regarding foul odors attributed to the facility's pond operations.

Since the October 17, 2014 Violation Notice issued to your facility for Rule 901, violations staff have continued to receive odor complaints from residents downwind from your facility. Odor Evaluation activities were conducted in response to those complaints. During the evaluations, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Waste water treatment ponds	901	Strong manure-like or septic-like odors

In the professional judgment of AQD staff, the odors that were observed on the following dates were of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901:

- October 27, 2014
- December 16, 2014
- December 29, 2014
- February 9, 2015
- February 12, 2015
- February 20, 2015

- March 5, 2015
- March 11, 2015

In order to help your facility better respond to odor issues associated with your facility and keep you apprised of Rule 901 violation determinations, AQD District Staff has, as schedules permitted, electronically notified appropriate facility staff of odor complaints received and the results of odor evaluations conducted.

No written response to this Violation Notice is required. Please initiate any additional actions necessary to correct the cited violation and prevent a reoccurrence.

If Michigan Sugar Company 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 during the previous verification activities. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Sharon G. LeBlanc
Environmental Quality Analyst
Air Quality Division
989-894-6212

sgl/ai

cc/via e-mail: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Mr. Chris Hare, DEQ