



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
SAGINAW BAY DISTRICT OFFICE



DAN WYANT  
DIRECTOR

September 17, 2015

Mr. David Noble  
Michigan Sugar Company - Bay City Plant  
2600 South Euclid Avenue  
Bay City, MI 48706

SRN: B1493, Bay County

Dear Mr. Noble:

**VIOLATION NOTICE**

On September 17, 2015, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an odor evaluation for residential areas surrounding Michigan Sugar Company – Bay City Plant located at 2600 South Euclid Avenue, Bay City, Michigan. The purpose of this odor evaluation was to verify the odors as well as to determine if odors reported were in 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.

A minimum of 15 complaint(s) of foul odors, attributed to Michigan Sugar Company operations were received for September 16th and 17<sup>th</sup>, 2015. The AQD staff detected odors in residential areas northeast of the subject site. Odors noted were reported to be more of a sour-septic and/or manure-like nature.

During the evaluation, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Waste Water Treatment Ponds	901	Odors reported to range from strong sewer-like to manure-like odors

In the professional judgment of AQD staff, the odors that were observed were of sufficient intensity, frequency, and duration so as to constitute a violation of Rule 901 (and General Condition number 12 of ROP number MI-ROP-B1490-2011A).

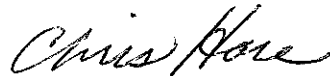
In addition to the above referenced odor complaints, AQD District Staff have received dust complaints from ongoing activities on the lime pile. District Staff have notified you electronically the same day of the complaints, and hope that with added attention by your staff that any fugitive dust issues will be resolved.

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 the 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 this facility into compliance, please contact me at the number listed below.

Sincerely,



Chris Hare  
District Supervisor  
Air Quality Division  
989-545-2583

cc/via email: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Sharon LeBlanc, DEQ  
Mr. Gary Witzgall, MSC  
Mr. Steve Smock, MSC