



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SAGINAW BAY DISTRICT OFFICE



C. HEIDI GREYER
DIRECTOR

September 30, 2016

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

SRN: B1493, Bay County

Dear Mr. Noble:

VIOLATION NOTICE

On September 21st, 22nd, and 28th, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD) conducted an odor evaluations 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 14 complaints of foul odors, attributed to Michigan Sugar Company – Bay City Plant operations were received for the period of September 21 through 22, and September 27 through 28, 2016. The AQD staff detected odors in residential areas downwind of the subject site. Odors noted were reported to be more of a rotten, sewer, sour and/or manure-like nature.

During the referenced evaluations, staff observed the following:

| Process Description | Rule/Permit Condition Violated | Comments |
|--|--------------------------------|---|
| Waste Water Treatment Ponds, Beet Flume Wash, and Beet Piling Grounds. | Rule 901 | Odors reported as detected included strong rotting beet, sewer/ sewage-like, and or manure-like odors by themselves or in combination with process odors. |

An additional 12 odor complaints were received for the period of September 23 thru 26, 2016. Odor evaluation activities conducted on September 26, 2016, reported objectionable odors downwind of the facility, but wind gusts minimized the impact, and a Rule 901 Violation was not identified for the date.

In the professional judgment of AQD staff, the odors that were observed during the September 21st, 22nd, and 28th, 2016 events were of sufficient intensity and duration so as to constitute a violation of Rule 901 (and General Condition number 12 of ROP number MI-ROP-B1490-2011b).

No written response to this Violation Notice is required. Please initiate any additional actions necessary to correct the cited violations and prevent a reoccurrence. If Michigan Sugar Company – Bay City Plant 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 violations cited above. 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.

Sincerely,



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

cc/via email: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Chris Etheridge, DEQ
Mr. Thomas Hess, DEQ
Mr. Chris Hare, DEQ
Mr. Gary Witzgall, MSC
Mr. Steve Smock, MSC