



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
GRAND RAPIDS DISTRICT OFFICE



DAN WYANT
DIRECTOR

May 26, 2015

Mr. John Berscheit
Rieth-Riley Construction Company, Inc.
P.O. Box 477
Goshen, Indiana 46527

SRN: B1739, Kent County

Dear Mr. Berscheit:

VIOLATION NOTICE

On May 20, 2015, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Rieth-Riley Construction Company, Inc. (Rieth-Riley) located at 2020 Chicago Drive SW, Grand Rapids, Michigan. The purpose of this inspection was to determine Rieth-Riley's 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 the conditions of Permit to Install (PTI) number 96-96A.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EUSILOS	Rule 910 PTI No. 96-96A Special Condition III.1	Failure to properly operate the silo load-out control.

During the inspection, AQD staff observed the hot mix asphalt plant in operation while the silo load out control was not properly operating due to removal of a portion of the capture system duct work.

This constitutes a violation of Act 451, Rule 910, which requires that an air-cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with the administrative rules and existing law.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by June 16, 2015 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violation occurred; an explanation of the causes and duration of the violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

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If Rieth-Riley 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 to me during my inspection of Rieth-Riley. 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,

A handwritten signature in black ink, appearing to read "April Lazzaro". The signature is fluid and cursive, with a large loop at the end.

April Lazzaro
Senior Environmental Quality Analyst
Air Quality Division
616-356-0248

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