



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SOUTHEAST MICHIGAN DISTRICT OFFICE



KEITH CREAUGH
DIRECTOR

June 3, 2016

Mr. Robert Clancy
Clancy Excavating Company
29950 Little Mack
Roseville, MI 48066-2241

SRN: B1774, Macomb County

Dear Mr. Clancy:

VIOLATION NOTICE

On May 23, 2016, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Clancy Excavating Company (Clancy) located at 29950 Little Mack, Roseville, Michigan. The purpose of this inspection was to determine Clancy'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 589-87A dated September 23, 2015.

During the May 23, 2016 inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Entire concrete crushing plant yard (EU-PLANT)	PTI No. 589-87A, SC EU-PLANT, IV.2 ^θ	Clancy Excavating Co. (Clancy) failed to install rumble strips within 90 days. ^β
<p>^θ PTI No. 589-87A, SC EU-PLANT, IV.2 states: "Not later than 90 days after the date of issuance of this Permit to Install, the permittee shall equip each truck exit from EUPLANT with rumble strips. The rumble strips shall be of sufficient length to effectively remove dirt from truck tires."</p> <p>^β PTI No. 589-87A dated September 23, 2015 is legally an enforceable permit for the concrete crushing plant that, among other things, requires that a concrete pad with rumble strips shall be installed at each tuck exit within 90 days of issuance of the permit. The rumble strips shall be sufficiently long (minimum 25 feet). The strips shall have sufficient dimensions to cause vibrations on truck tires to release dirt before exiting the yard. The strips shall be frequently (at least twice per day) cleaned to remove trapped dirt at the strips such that the strips are effective on a continuous basis. All cleaning shall be on wet basis so as to control dust emissions.</p>		

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by June 24, 2016 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations; whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

Mr. Robert Clancy

Page 2

June 3, 2016

At minimum, the written VN response should include the following:

1. Date when engineering design of the rumble strips pad will be completed. Please provide detailed design information upon its completion.
2. Date when contract for construction will be signed.
3. Date when all construction will be completed and when the rumble strips pad will be ready for use. Total time shall not exceed 90 days from the date of this letter.

If Clancy 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 violations cited above and for the cooperation that was extended to me during my inspection of Clancy. 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,



Iranna Konanahalli

Senior Environmental Engineer

Air Quality Division

586-753-3741 or konanahalli@michigan.gov

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