

September 11, 2023

CERTIFIED MAIL  
7022 1670 0001 8762 8623  
Mr. Chris Hare  
District Supervisor  
EGLE-Air Quality Division  
401 Ketchum St., Suite B  
Bay City, MI 48708

CERTIFIED MAIL  
7022 1670 0001 8762 8630  
Ms. Jenine Camilleri  
Enforcement Unit Supervisor  
EGLE-AQD  
P.O. Bo 30260  
Lansing, MI 48909-7760

Subject: Response to B2875 VN Dated August 21, 2023 – Rule 212(6)  
Failure to Report VOC and CO Emissions  
Michigan Sugar Company – Caro Factory, SRN B2875

Dear Mr. Hare and Ms. Camilleri,

I am writing on behalf of Michigan Sugar Company (MSC) in response to the August 21, 2023, Violation Notice (VN) issued by the Michigan Department of Environment, Great Lakes, and Energy (EGLE). In that VN, EGLE alleged a violation of R 336.1212(6) for failing to report emissions of Volatile Organic Compounds (VOCs) and Carbon Monoxide (CO) from the pulp dryer at that facility. MSC disputes that it has violated R 336.1212(6) which states:

*(6) Beginning with the annual report of emissions required pursuant to R 336.202 and section 5503(k) of the act for the first calendar year after a stationary source becomes a major source as defined by R 336.1211(1)(a), each stationary source subject to the requirements of this rule shall report the emissions, or the information necessary to determine the emissions, of each regulated air pollutant. The information shall be submitted utilizing the emissions inventory forms provided by the department.*

Every year Michigan Sugar completes the annual emissions report required by Michigan and certifies and submits the information to EGLE-AQD using the MAERS reporting system. The submittal Pulp Dryer MAERS report includes supplemental process and fuel information that qualifies as “information necessary to determine the emissions” in conformation with provisions of Rule 336.1212(6). As a result, Michigan Sugar disputes that it violated the cited rule.

We also point out the ROP for the Caro pulp dryer does not limit or restrict VOC or CO emissions, and thus any such emissions related to pulp drying are deemed unregulated and not unpermitted as asserted by EGLE-AQD. Since the emission of VOC and CO are unregulated, we conclude the reporting methods and long-standing acceptance of the MAERS reports stands as evidence the provisions of Rule 212(6) have been satisfied.

If you have any questions or comments regarding this matter, please feel free to contact me.

Sincerely,



Meaghan Martuch  
Air Compliance Manager  
Michigan Sugar Company  
Office: 989-686-0161, ext. 2236  
Cell: 989-780-2550