



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF  
ENVIRONMENT, GREAT LAKES, AND ENERGY



LIESL EICHLER CLARK  
DIRECTOR

LANSING

March 26, 2020

VIA EMAIL ONLY

Mr. Jordan Thompson  
BASF Corporation  
1609 Biddle Avenue  
Wyandotte, Michigan 48192

SRN: B4359; Wayne County

Dear Mr. Thompson:

SUBJECT: Consent Order AOD No. 2018-03, Stipulated Fines

On May 7, 2018, the Department of Environment, Great Lakes, and Energy (EGLE), formally the Department of Environmental Quality (DEQ), Air Quality Division (AOD), and BASF Corporation (Company) entered into a Stipulation for Entry of Final Order by Consent (Consent Order) AOD No. 2018-03, to resolve violations of Title 40 of the Code of Federal Regulations, Part 60, Subpart Kb, Standards of Performance for Volatile Organic Liquid Storage Vessels; Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, MCL 324.5501 *et seq.*, and Mich Admin Code, R 336.1910, and Mich Admin Code, R 336.1702(a). In a Violation Notice dated February 25, 2020, the AOD cited the Company for violating the terms and conditions of the Consent Order.

Paragraph 10.B of Consent Order AOD No. 2018-03, puts forth the following condition:

“On and after the effective date of this Consent Order, the Company shall comply with the minimum VOC destruction efficiency limits for FG-RAWMATLS and FG-RTO in PTI 113-07A, as amended.”

Furthermore, Paragraph 14 of the Consent Order AOD No. 2018-03 reads, in part:

“On and after the effective date of this Consent Order, if the Company fails to comply with paragraph 10.A., 10.B., 10.C., 10.D., 10.E., 10.F., or 10.G. of this Consent Order, the Company is subject to a stipulated fine of up to \$5,000.00 per violation per day.”

After reviewing the Violation Notice and the Company’s response to the violation, the AOD has determined the amount of stipulated fines to be \$119,000.00.

Specifically, EGLE alleges that the Company failed to meet the required destruction efficiency for FG-RTO during the most recent test conducted on November 26, 2019. FG-RTO has been in operation since that date and a planned maintenance outage was scheduled to begin on March 24, 2020.

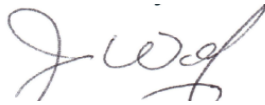
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The Company is hereby requested to submit the stipulated fines of \$119,000.00 in accordance with the provisions of Paragraph 15 of Consent Order AQD No. 2018-03, by April 26, 2020. To ensure proper credit, all payments shall include the Agreement Identification No. AQD40185-S on the face of the check. Stipulated fines submitted under this Consent Order shall be made by check, payable to the "State of Michigan" and mailed to the Department of Environment, Great Lakes, and Energy, Accounting Services Division, Cashier's Office, P.O. Box 30657, Lansing, Michigan 48909-8157.

Sincerely,



Jason Wolf  
Enforcement Unit  
Air Quality Division  
WolfJ2@Michigan.gov  
517-284-6772

cc: Mr. Neil Gordon, Department of Attorney General  
Ms. April Wendling, EGLE  
Mr. Jeffrey Korniski, EGLE  
Ms. Jenine Camilleri, EGLE