



9300 Dix Avenue, Dearborn, Michigan 48120, (313) 843-7200



October 25, 2022

Ms. Katie Koster  
Sr. Environmental Engineer  
EGLE Detroit, AQD  
Detroit Field Office, Cadillac Place  
3058 W. Grand Blvd., Suite 2-300  
Detroit, MI 48202-6058

**Subject: August 17, 2022 Violation Notice Response  
Edw. C. Levy Co., Plant 3  
SRN: B4364, Wayne County**

Dear Ms. Koster:

The Edw. C. Levy Co. (Levy) is in receipt of the subject Violation Notice (VN) dated August 17, 2022. A hard copy had not been received by Levy at the time of your email correspondence with Matt Perko on October 6, and we appreciate you reaching out to enquire about a response. We are responding by October 27 as you requested in your email.

Following your planned site visit on June 9, 2022, you requested and received files from Levy and completed your file review on August 10, 2022.

The August 17 VN cites three violations of ROP No. MI-ROP-B4364-2015. We address the alleged violations below in the order they are noted on the VN.

1) **RULE/CONDITION:** ROP B4364-2015, EUSLAGPLANT, Special Condition (SC) VI.4

**EGLE COMMENT:** Failure to sample and analyze finished product storage piles to determine moisture content on a weekly basis.

**LEVY COMMENT:** Levy identified this issue in 2021, self-reporting it first on the January-June 2021 Semi-Annual Report submitted on September 15, 2021, and again on the July-December Semi-Annual Report submitted on March 15, 2022. As previously stated, the plant operations were limited in 2020 due to the Great Lakes Works closure. When EUSLAGPLANT began operating in January 2021, this was not communicated to Levy's Quality Lab.

**LEVY CORRECTIVE ACTION:** Upon identifying the problem during record review for the first half of the year, the Quality Lab began testing products weekly during each week when EUSLAGPLANT operates, beginning in September 2021 and continuing to the present time.

2) **RULE/CONDITION:** ROP B4364-2015, EUFEBENEFICATION, SC III.3

**EGLE COMMENT:** Records indicate that the water spray bars were not in operation while the process was operating, including 139 hours in January 2021 and 54 hours in February 2021. Inspections of the system were marked as “frozen” or “not in use” at these times.

**LEVY COMMENT:** EUFEBENEFICATION was inoperative after November 29, 2021 due to a mechanical failure. Repairing the plant was deemed unnecessary and the plant was dismantled in 2022. No further action is required.

**LEVY CORRECTIVE ACTION:** No further action is required due to the plant being dismantled in 2022.

3) **RULE/CONDITION:** ROP B4364-2015, EUFEBENEFICATION, SC VI.2

**EGLE COMMENT:** There were no documented water spray bar inspections for September, October, or November, 2021.

**LEVY COMMENT:** Levy identified this issue in 2022, self-reporting it on the July-December Semi-Annual Report submitted on March 15, 2022. Method 9 visible emissions readings conducted throughout 2021 consistently reported zero percent opacity during plant operation.

EUFEBENEFICATION was inoperative after November 29, 2021 due to a mechanical failure. Repairing the plant was deemed unnecessary and the plant was dismantled in 2022. No further action is required.

**LEVY CORRECTIVE ACTION:** No further action is required due to the plant being dismantled in 2022.

Plant 3 operations have been inspected and are operating in compliance with permit conditions. Levy will continue to monitor its facilities for opportunities to reduce potential emissions from our operations.

Please contact Matt Perko, Environmental Engineer (313-820-4057; mperko@edwclevy.net) or Tom Green, Director of EHS (313-690-0105, tgreen@edwclevy.net) if you have any questions or need additional information.

Sincerely,



Russ Burke  
Vice President, Steel Mill Services  
Edw. C. Levy Co.  
rburke@edwclevy.net  
(313) 429-2200

cc: Ms. Jenine Camilleri  
Supervisor, Enforcement Unit  
EGLE, Lansing AQD  
PO Box 30260  
Lansing, MI 48909-7760

Zayd Sufyan, Operations Manager, Levy Detroit Operations  
Brian Clark, Operations Supervisor, Levy Plant 3  
Keith Walker, General Operations Manager, Levy Steel Mill Services  
Tom Green, Director, EHS, Levy  
Matt Perko, Environmental Engineer, Levy