



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
CADILLAC DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

September 15, 2021

Mr. Bob Noonan, Manager
Kasson Sand and Gravel
10282 South Pierce Road.
Maple City, Michigan 49664

SRN: B4383, Leelanau County

Dear Mr. Noonan:

VIOLATION NOTICE

On September 10, 2021, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Kasson Sand and Gravel located at 10282 S. Pierce Rd., Maple City, Michigan. The purpose of this inspection was to determine Kasson Sand and Gravel'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 Air Pollution Control Rules; and the conditions of Permit to Install (PTI) number 346-99;

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Main Plant	R 336.1201/ PTI 346-99, SC V.2	Failure to update the general permit by submitting a new form EQP5756 prior to installing new equipment.

During this inspection, it was noted that Kasson Sand and Gravel had installed unpermitted equipment including a new crusher, two new screens and multiple conveyors and stackers at this facility. The AQD staff advised Mr. Brad Shearer on September 10, 2021, that this is a violation of the General Permit, as well as Rule 201 of the administrative rules promulgated under Act 451.

This process is also subject to the federal New Source Performance Standards (NSPS) for Non-Metallic Mineral Crushing Facilities. These standards are found in Title 40 of the Code of Federal Regulations (CFR) Part 60, Subpart OOO.

A program for compliance may include the submittal of completed General Permit modification forms for the new process equipment. General Permit forms are available by request, or at the following website: https://www.michigan.gov/documents/deq/deq-aqd-pti-crusher_reloc_mod_instructions_356464_7.pdf

Mr. Brad Noonan
Kasson Sand and Gravel
Page 2
September 15, 2021

Be advised that Rule 201 requires that a permit be obtained prior to installation, construction, operation, reconstruction, relocation, or alteration of any process or process equipment which may be a source of an air contaminant.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by October 6th, 2021 (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 recurrence.

Please submit the written response to EGLE, AQD, Cadillac District, at 120 West Chapin Street, Cadillac, Michigan 49601 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Kasson Sand and Gravel 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 Kasson Sand and Gravel. 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 'Kurt Childs', with a stylized, cursive script.

Kurt Childs
Senior Environmental Quality Analyst
Air Quality Division
231-878-2045

cc: Mr. Brad Shearer, Rieth-Riley Construction Co, Inc.
Mr. John Berscheid, Rieth-Riley Construction Co, Inc.
Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Ms. Jenine Camilleri, EGLE
Mr. Christopher Ethridge, EGLE