



GRETCHEN WHITMER  
GOVERNOR

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



PHILLIP D. ROOS  
DIRECTOR

August 1, 2023

VIA E-MAIL AND U.S. MAIL

Thomas Spurgeon, Administrative Director  
Drayton Iron & Metal  
5229 Williams Lake Road  
Waterford, Michigan 48329

SRN: B5465, Oakland County

Dear Thomas Spurgeon:

**VIOLATION NOTICE**

On July 10, 2023, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Drayton Iron & Metal located at 5229 Williams Lake Road, Waterford, Michigan. The purpose of this inspection was to determine Drayton Iron & Metal’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 398-75A.

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

During the inspection, staff observed the following:

<b>Process Description</b>	<b>Rule/Permit Condition Violated</b>	<b>Comments</b>
Torch cutting of metal outside with no emissions control.	Rule 201	Facility conducted torch cutting of metal outside with no emissions control.
EUPROCESS – concrete crushing equipment including crusher, screens, feeders, and conveyors.	PTI No. 398-75A EUPROCESS Section V Special Condition 1	Facility failed to perform a visible emissions reading from EUPROCESS within 180 days of commencing trial operation under PTI No. 398-75A. This is required by NSPS Subpart OOO and PTI No. 398-75A.

EUPROCESS - concrete crushing equipment including crusher, screens, feeders, and conveyors.	PTI No. 398-75A EUPROCESS Section VI Special Condition 2	Facility failed to keep monthly and 12-month rolling records of the amount of material processed.
EUPROCESS - concrete crushing equipment including crusher, screens, feeders, and conveyors.	EUPROCESS Section III Special Condition 2	Facility failed to maintain records of all watering/dust suppressant applications to the facility grounds in a satisfactory manner.
EUSTORAGE - Open area stock piles of various material sizes and product types.	EUSTORAGE Section III Special Condition 1	Facility failed to maintain records of all watering/dust suppressant applications to the storage piles in a satisfactory manner.
EUPROCESS - concrete crushing equipment including crusher, screens, feeders, and conveyors.	EUPROCESS Section II Special Condition 2	Facility processed more than 25,000 tons of material during multiple 12-month periods based on the records submitted and information provided.

During this inspection, it was noted that Drayton Iron & Metal had installed and commenced operation of an unpermitted process at this facility. The AQD staff advised Drayton Iron & Metal on July 10, 2023, that this is a violation of Rule 201 of the administrative rules promulgated under Act 451. Drayton Iron & Metal was cited for this same issue on June 19, 2019.

A program for compliance may include a completed PTI application for the torch cutting process equipment. An application form is available by request, or at the following website: [www.michigan.gov/air](http://www.michigan.gov/air).

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 violations and submit a written response to this Violation Notice by August 22, 2023 (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.

Thomas Spurgeon  
Drayton Iron & Metal  
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Please submit the written response to EGLE, AQD, Warren District, at 27700 Donald Court, Warren, Michigan 48092 and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Drayton Iron & Metal 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 Drayton Iron & Metal. 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,



Adam Bogner  
Senior Environmental Engineer  
Air Quality Division  
586-854-1517

cc: Annette Switzer, EGLE  
Christopher Ethridge, EGLE  
Brad Myott, EGLE  
Jenine Camilleri, EGLE  
Joyce Zhu, EGLE