



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
KALAMAZOO DISTRICT OFFICE



DAN WYANT
DIRECTOR

April 3, 2014

Mr. Phillip Cole
Aggregate Industries
1500 River Street
Kalamazoo, Michigan 49048

SRN: B6114, Kalamazoo County

Dear Mr. Cole:

VIOLATION NOTICE

On January 7, 2014, Aggregate Resources (Facility) was mailed a notification for the 2013 Administrative Rule 208a Registration Renewal from the Department of Environmental Quality (DEQ), Air Quality Division (AQD). The 208a Registration Renewal form was due on March 17, 2014.

As of this date, the AQD has not received the 208a Registration Renewal. Administrative Rule 208a(4) of Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451), requires that the certification be renewed annually by submittal of a registration form in conjunction with the annual report of emissions.

In response to the non-submittal of the 208a Registration Renewal form, you are hereby notified that the Facility is in violation of Act 451, Rule 208a(4).

Since the DEQ has not received a 208a Registration Renewal, the current registration no longer serves as a legally enforceable restriction on potential to emit. As a result, the Facility is now subject to the Renewable Operating Permit (ROP) program. Please notify the AQD within 21 days from the date of this letter as to how the Facility proposes to comply. Notification must include the appropriate action that will be taken to comply, and the date by which the action will be completed. Any of the following actions would constitute an appropriate compliance program:

1. Submit an administratively complete application for an ROP pursuant to R 336.1210 within 12 months of exceeding any emission threshold accepted as a limitation under Rule 208a(2).
2. Submit an application for a Permit-to-Install to otherwise obtain legally enforceable permit limits pursuant to R 336.1201 within 60 days from the date of this letter.
3. Submit an acceptable demonstration that the potential to emit of the stationary source does not exceed any major source emission threshold specified in R 336.1211(1)(a) within 21 days from the date of this letter.
4. If the Facility 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.

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Thank you for your attention to resolving the violation cited above. If you have any questions regarding the violation or the actions necessary to bring this Facility into compliance, please contact me at the telephone number listed below.

Sincerely,

A handwritten signature in black ink that reads "Dorothy Bohn". The signature is written in a cursive style with a long, sweeping underline.

Dorothy Bohn
Senior Environmental Quality Analyst
Air Quality Division
269-567-3552

DB:CF

cc: Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Mary Douglas, DEQ