

Randy Lagow
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November 26, 2024

Attention: Erin Sheridan- Environmental Quality Analyst
State of Michigan
Michigan Department of Environment, Great Lakes, and Energy
Bay City District- Air Quality Division
401 Ketchum St. Suite B
Bay City, MI 48708
989-598-9620

RE: ROP Violation Notice

To Erin Sheridan, Environmental Quality Analyst:

In response to the Violation Notice letter received via email on November 13, 2024, alleging:

Paragraph 9.E. of Consent Order AQD number 2022-12 states the following, "The Company shall timely submit accurate semi-annual monitoring and deviation reports, as specified in General condition No. 23 of MI-ROP-B7294-2018, as amended."

AQD records indicate October 7, 2024, as the submittal date for the semiannual monitoring and deviation report. This report includes monitoring and deviation records from January 1, 2024 to June 30, 2024, and was due to the district by September 15, 2024.

This violation occurred from September 16, 2024 through October 7, 2024 when the Semi-Annual Deviation Report was received by AQD Bay City District, being in violation for 21 days. On October 1, 2024 after reviewing the Environmental, Health, and Safety Activities Calendar it was realized that the deviation report had not been completed and submitted as required. It was then completed on October 1, 2024 and sent certified mail on October 3, 2024 once signature was acquired by the facilities Operating Official. The report was received by AQD on October 7, 2024 according to return receipt from USPS, as stated by AQD in the violation letter, thus ending the duration of the violation.

The reason this violation occurred is due to lack of attention and focus on the calendar of regulatory and compliance due dates for the facility. Though it was clearly listed on the facilities EHS Activities Calendar of due dates, as well as on my personal list of items to be completed, it was overlooked and not noticed until it was past due. This mistake on my part as the person responsible for completing the report is unacceptable.

As for corrective actions to prevent this from reoccurring, I have added reminders to my Outlook Calendar with ample time to complete and submit the deviation reports prior to their due dates of September 15th and March 15th. I have also taken it upon myself to access the Life After ROP document from the EGLE website and reviewed it, and print out page 1-9 *ROP Monitoring, Deviation Reports, and Compliance Certifications* and hung it in my office with the due dates highlighted as an additional visual reminder to complete it timely. Outlook reminders have also been added reoccurring weekly as a reminder to review the Activities Calendar for upcoming due dates on any regulatory reporting, and a printed copy of the up-to-date Activities Calendar is hung in the EHS Office. These listed actions are in place at the time of drafting this violation response.

We are committed to complying with the ROP going forward, as well as all other Air Quality reporting and permitting requirements. The corrective actions put in place should prevent any reoccurrences of late reporting in the future.

Sincerely,

Randy Lagow
EHS Specialist II

Cc: Mike Walkowski, Jenine Camilleri-EGLE