



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
GRAND RAPIDS DISTRICT OFFICE



C. HEIDI GREYER  
DIRECTOR

November 9, 2018

Mr. William Kaiser  
City of Grand Rapids  
1300 Market Avenue SW  
Grand Rapids, Michigan 49503

SRN: B1729, Kent County

Dear Mr. Kaiser:

### SECOND VIOLATION NOTICE

On October 22, 2018, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of the City of Grand Rapids Water Resource Recovery Facility, located at 1300 Market Avenue SW, Grand Rapids, Michigan. The purpose of the inspection was to determine the City of Grand Rapids Water Resource Recovery Facility's compliance with the requirements of the federal Clean Air Act; and Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended and the Air Pollution Control Rules.

On June 15, 2018, the AQD sent the City of Grand Rapids Water Resource Recovery Facility a Violation Notice citing a violation of Rule 201, discovered as a result of a June 6, 2018 inspection, and requested your written response by July 6, 2018. A copy of that letter is enclosed for your reference. In the response, the City of Grand Rapids asserted that the construction activities that had taken place were not part of the activities that require a Permit to Install (PTI). The response further stated that no foundations for the digesters, engines or flares had been installed yet.

During the AQD's October 22, 2018 inspection, construction had continued and includes foundations and other structures associated with these processes. 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. It is the AQD's position that construction commenced and continues to occur prior to obtaining a PTI. This is a violation of Rule 201 which requires a PTI prior to starting construction. AQD notes that a PTI application for the above-mentioned process equipment and other equipment associated with the project was received by the AQD on November 7, 2018.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by November 16, 2018, which corresponds to 7 days from the date of this letter. The written response should include a summary of actions taken and are proposed to be taken to correct the violation and the dates by which the action will take place. The response should also include the date construction began,

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and if construction is planned to continue or will be ceased. Please be advised that failure to respond in writing and identifying actions the City of Grand Rapids Water Resource Recovery Facility will take or has taken to resolve the cited violation may result in escalated enforcement action by the AQD.

Please submit the written response to the DEQ, AQD, Grand Rapids District, at 350 Ottawa Avenue NW, Unit 10, Grand Rapids, Michigan 49503 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at the DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Be further advised that issuance of this Violation Notice does not preclude or limit the DEQ's ability to initiate any other enforcement action under state or federal law as appropriate.

If you have any questions regarding the violation or the actions necessary to bring the City of Grand Rapids Water Resource Recovery Facility into compliance, please contact me at the number listed below.

Sincerely,



Kaitlyn DeVries  
Environmental Quality Analyst  
Air Quality Division  
616-558-0552

Enclosures

cc: Ms. Mary Ann Dolehanty, DEQ  
Mr. Craig Fitzner, DEQ  
Mr. Christopher Ethridge, DEQ  
Ms. Jenine Camilleri, DEQ  
Ms. Heidi Hollenbach, DEQ