



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

May 6, 2024

Tyler Ganus, Operations Manager
Orchard Hill Sanitary Landfill
3290 Hennesey Road
Watervliet, Michigan 49098

SRN: N5719, Berrien County

Dear Tyler Ganus:

VIOLATION NOTICE

On May 1, 2024, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted a complaint investigation of Orchard Hill Sanitary Landfill located at 3290 Hennesey Road, Watervliet, Michigan. The purpose of this inspection was to determine Orchard Hill Sanitary Landfill'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 Renewable Operating Permit (ROP) number MI-ROP-N5719-2023 and to investigate a recent complaint which we received on May 1, 2024, regarding foul odors attributed to facility operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Landfill Operations	R 336.1901 (Rule 901), General Condition 12(b), Section 1, of MI-ROP-N5719-2023	Strong and persistent odors were detected off-site

In the professional judgment of AQD staff, the odors that were observed were of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901 of the administrative rules promulgated under Act 451 (and General 12(b), Section 1 of MI-ROP-N5719-2023).

The AQD staff detected odors in the Watertown Place neighborhood of Watervliet on Watertown Drive and Summer Drive and on West St. Joseph Street, South Pleasant Street and between Park Street and Summit Drive.

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Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by May 27, 2024 (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 reoccurrence.

Please submit the written response to Chance Collins at EGLE, AQD, Kalamazoo District, at 7953 Adobe Road, Kalamazoo, Michigan 49009 or CollinsC21@Michigan.gov and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Orchard Hill Sanitary Landfill 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. 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 'Chance Collins', with a stylized flourish at the end.

Chance Collins
Environmental Quality Analyst
Air Quality Division
269-254-7119

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Monica Brothers, EGLE