

## Brothers, Monica (EGLE)

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**From:** John Berscheit <JBERSCHEIT@rieth-riley.com>  
**Sent:** Thursday, November 21, 2019 10:25 PM  
**To:** Brothers, Monica (EGLE)  
**Subject:** RE: Rieth-Riley Kalamazoo Violation Notice  
**Attachments:** John Berscheit.vcf; Kzoo MDEQ VN response 11-21-19.doc; 20191121\_184230.pdf

Monica,

Please review attached and let me know what further information you may need.

John B

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**From:** Brothers, Monica (EGLE) <BrothersM@michigan.gov>  
**Sent:** Tuesday, November 19, 2019 4:00 PM  
**To:** John Berscheit <JBERSCHEIT@rieth-riley.com>  
**Subject:** RE: Rieth-Riley Kalamazoo Violation Notice

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Hi John,

Please see my previous email below. I sent this about a week ago and haven't heard back from you. Please send me a response to the Violation Notice as soon as possible. If I do not hear from you by this Thursday, November 21<sup>st</sup>, I will have to send you a 2<sup>nd</sup> Violation Notice.

Thanks,

Monica Brothers  
Environmental Quality Analyst  
Michigan Department of Environment, Great Lakes and Energy  
Air Quality Division  
Kalamazoo District Office  
269-567-3552  
[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)

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**From:** Brothers, Monica (EGLE)  
**Sent:** Tuesday, November 12, 2019 2:59 PM  
**To:** John Berscheit <[JBERSCHEIT@rieth-riley.com](mailto:JBERSCHEIT@rieth-riley.com)>  
**Subject:** RE: Rieth-Riley Kalamazoo Violation Notice

Hi again John,

I just received your warm-mix asphalt exemption document in the mail. However, no violation notice response letter was with it. Are you still planning on submitting a letter in response to the violation notice we sent? You do not need to correct all of the issues before sending a response letter. You just need to be able to tell us how you're going to correct the issues in the future and give us a timeframe for when the issues will be fixed.

If you have any questions, please don't hesitate to contact me.

Thanks very much,

Monica Brothers  
Environmental Quality Analyst  
Michigan Department of Environment, Great Lakes and Energy  
Air Quality Division  
Kalamazoo District Office  
269-567-3552  
[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)

**From:** John Berscheit <[JBERSCHEIT@rieth-riley.com](mailto:JBERSCHEIT@rieth-riley.com)>  
**Sent:** Monday, November 04, 2019 6:19 PM  
**To:** Brothers, Monica (EGLE) <[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)>  
**Subject:** RE: Rieth-Riley Kalamazoo Violation Notice

Monica,

Been another long day, and not over yet, but I did get this much done. Let me know if this needs any tweaks.

John B

**From:** Brothers, Monica (EGLE) <[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)>  
**Sent:** Monday, November 4, 2019 1:08 PM  
**To:** John Berscheit <[JBERSCHEIT@rieth-riley.com](mailto:JBERSCHEIT@rieth-riley.com)>  
**Subject:** RE: Rieth-Riley Kalamazoo Violation Notice

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Sounds good. Thanks John.

Monica Brothers  
Environmental Quality Analyst  
Michigan Department of Environment, Great Lakes and Energy  
Air Quality Division  
Kalamazoo District Office  
269-567-3552  
[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)

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**From:** John Berscheit <[JBERSCHEIT@rieth-riley.com](mailto:JBERSCHEIT@rieth-riley.com)>  
**Sent:** Monday, November 04, 2019 1:07 PM  
**To:** Brothers, Monica (EGLE) <[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)>  
**Subject:** RE: Rieth-Riley Kalamazoo Violation Notice

Got it.

I'll get back to you with what I can later today, and hope to have the rest to you later this week.

Thanks for the additional information,

John B

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**From:** Brothers, Monica (EGLE) <[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)>  
**Sent:** Monday, November 4, 2019 12:42 PM  
**To:** John Berscheit <[JBERSCHEIT@rieth-riley.com](mailto:JBERSCHEIT@rieth-riley.com)>  
**Subject:** Rieth-Riley Kalamazoo Violation Notice

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Hi John,

I have attached a copy of your permit to this email that has the pertinent items highlighted. During the inspection, maintenance and inspection records could not be provided to me. There are maintenance records associated with the baghouse in Appendix B, and other general inspection requirements in Appendix C. I needed to see records that these inspections and maintenance activities were being done and how often.

Also, as stated in the violation notice, we do not have an exemption determination document for your warm-mix asphalt equipment. I have attached a few documents that shows how you can do this. Have the letter be sent to me here in the Kalamazoo District Office at 7953 Adobe Road, MI 49009.

As stated in the Violation Notice, just send me a written response back detailing how Rieth-Riley will maintain maintenance and inspection records going forward.

I hope this information helps. Please let me know if you have any additional questions.

Thanks very much,

Mónica Brothers  
Environmental Quality Analyst  
Michigan Department of Environment, Great Lakes and Energy  
Air Quality Division  
Kalamazoo District Office  
269-567-3552  
[BrothersM@michigan.gov](mailto:BrothersM@michigan.gov)

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November 21, 2019

Monica Brothers  
AQD DEQ  
7953 Adobe Road,  
Kalamazoo, MI 49009



Ms. Brothers,

In response to your letter dated 10-1-19 regarding the Violation Notice for our Kalamazoo plant citing alleged deficiencies noted during an inspection don on July 30<sup>th</sup>, Rieth-Riley does not anticipate making any changes to our maintenance or inspection procedures or recordkeeping at this time. All of the information requested has been kept as required and was available. There may well be some issues related to the staff on site understanding exactly what was being requested, and what was easily at hand on site. These should be easily addressed. The attached record clearly documents Spring maintenance activities undertaken in early 2019, though the dates do not exactly match the dictates of the permit. Timing of these activities is driven by contracted workload and weather and are unlikely to be entirely completed between 12/1 and 4/1 in any given year. Additionally, there are a number of items highlighted in the information you sent to me to further document that do not exist as part of this plant, and therefore are not being addressed in any way in our records.

Rieth-Riley expends considerable time and effort in training and monitoring to ensure compliance with all environmental rules. Thorough investigation of the information available here leads us to the conclusion that we were in violation of the Permit Condition for EUHMAPLANT cited here.

Please contact me if you need additional information.

Respectfully,

John Berscheit

Technical Services Manager  
Office 574-875-5183  
Fax 574-875-8405  
Cell 574-532-0032  
[jberscheit@rieth-riley.com](mailto:jberscheit@rieth-riley.com)  
PO Box 477 Goshen, IN, 46527

SPRING MAINTANCE

date

2/12/2019	START BACK TO WORK
2/13/2019	OPEN DRUM
2/15/2019	START REPLACING COMBUSTION FLIGHTS
2/28/2019	START RELINED DRUM
3/15/2019	CHANGED DRAG CHAIN AND RELINED BIN
3/20/2019	CHANGED OUTSIDE ARMS AND CHAINS
3/23/2019	SMOKE SCHOOL
4/3/2019	CLEANED TUBE SHEET AND START REPLACING PULSE VALVES
4/12/2019	BAG HOUSE BLACK LIGHT TEST
4/12/2019	REPLACED 4 BAG HOUSE BAGS
4/15/2019	STARTED PRODUCTION

11/21/19