



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

December 5, 2023

Ron Caldwell
ReConserve of Michigan, Inc.
170 Angell Street
Battle Creek, MI 49037

SRN: N8081, Calhoun County

Dear Ron Caldwell:

VIOLATION NOTICE

On 11/20/23, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of ReConserve of Michigan, Inc. located at 170 Angell St., Battle Creek, Michigan. The purpose of this inspection was to determine ReConserve 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 to investigate an ongoing pattern of complaints, the most recent of which we received on 11/8/23 and 11/20/23, regarding fugitive dust attributed to ReConserve operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EU-STORAGE SILOS	R 336.1901 (Rule 901)	Fallout was observed offsite, accumulated on multiple vehicles within a neighboring business parking lot.

In the professional judgment of AQD staff, the dust fallout that was observed was of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901 of the administrative rules promulgated under Act 451 and Special Condition VI.2 of PTI number 184-08B.

The AQD staff confirmed fugitive dust accumulated on vehicles in a neighboring parking lot and observed fugitive dust accumulated on top of the storage silo. Special Condition VI.2 of PTI 184-08B requires the facility to monitor EU-STORAGE SILO bin vent proper operation by taking visible emissions readings or check for abnormal visible emissions for the unit while operating, at a minimum once per week. Corrective procedures should be implemented if they are observed. Staff requested records of visible emissions readings from EU-STORAGE SILOS for the most recent 2-year period. Records were

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received from August to November of this year and did not indicate that any fugitive dust was observed accumulated on top of the silos.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by December 28, 2023 (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 Rachel Benaway at EGLE, AQD, Kalamazoo District, at 7953 Adobe Rd., Kalamazoo, Michigan 49009 or BenawayR@michigan.gov and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If ReConserve 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 and for the cooperation that was extended to me during my inspection of ReConserve. 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,



Rachel Benaway
Environmental Quality Analyst
Air Quality Division
269-370-2170

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