



GRETCHEN WHITMER  
GOVERNOR

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



LIESL EICHLER CLARK  
DIRECTOR

May 21, 2020

Mr. Jeff Kresnak  
Superior Asphalt, Inc.  
6900 East Paris Industrial Court  
Caledonia, Michigan 49316

SRN: N8295, Kent County

Dear Mr. Kresnak:

**VIOLATION NOTICE**

On May 13, 2020, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted a review of information provided by Superior Asphalt, Inc. located at 6900 East Paris Industrial Court, Caledonia, Michigan. The purpose of this information review was to determine Superior Asphalt, Inc.'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 Permit to Install (PTI) number 154-09A.

During the information review, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Hot Mix Asphalt Plant	Rule 201	Installation of equipment before Permit to Install was issued.

A review of information provided by the company found that Superior Asphalt, Inc. had commenced installation of equipment prior to the issuance of Permit to Install No. 154-09A. Specifically, concrete was poured for the new drum, baghouse and cold feed bins from February 24, 2020 through March 6, 2020. These activities constitute construction and occurred prior to the issuance of Permit to Install No. 154-09A on March 20, 2020. The AQD staff advised Superior Asphalt, Inc. on May 21, 2020, that this is a violation of Rule 201 of the administrative rules promulgated under Act 451.

Be advised that 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.

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Please submit a written response to this Violation Notice by June 11, 2020 (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 EGLE, 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 EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Superior Asphalt, Inc. 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 the information review of Superior Asphalt, Inc. 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,



April Lazzaro  
Senior Environmental Quality Analyst  
Air Quality Division  
616-558-1092

cc: Ms. Mary Ann Dolehanty, EGLE  
Dr. Eduardo Olaguer, EGLE  
Ms. Jenine Camilleri, EGLE  
Mr. Christopher Ethridge, EGLE  
Ms. Heidi Hollenbach, EGLE