



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

November 10, 2022

VIA EMAIL and U.S. MAIL

Scott Porter, Owner
Molon Asphalt Incorporated
18695 Honor Highway
Interlochen, Michigan 49643

SRN: P0206, Benzie County

Dear Scott Porter:

VIOLATION NOTICE

On October 21, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Molon Asphalt Inc. located at 18695 Honor Highway, Interlochen, Michigan. The purpose of this inspection was to determine Molon Asphalt Inc. 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 19-11B.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EUHMAPLANT	PTI 19-11B, SC II.5 and SC VI.3, Rule 205	Failure to conduct carbon monoxide monitoring to fine tune the drum mix burners for proper burner operation and performance using a handheld monitor upon start-up of the paving season and after 500 hours of operation.
EUSILOS	PTI 19-11B, SC III.1, Rule 910	Operation of the storage silos without the top control emission capture system of each silo to control fugitive emissions.

On October 21, 2022, the AQD staff did not observe proper operation of the top control system of EUSILOS. This constitutes a violation of Rule 910 of the administrative rules promulgated under Act 451, which requires that an air-cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with the administrative rules and existing law.

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Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by December 1, 2022 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations; whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations 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, Cadillac District, at 120 West Chapin Street, Cadillac, Michigan 49601 and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Molon 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 violations cited above and for the cooperation that was extended to me during my inspection of Molon Asphalt Inc. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Caryn Owens
Senior Environmental Engineer
Air Quality Division
231-878-6688

cc: Mike Foster, Molon Asphalt Inc.
Mary Ann Dolehanty, EGLE
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Shane Nixon, EGLE