



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
KALAMAZOO DISTRICT OFFICE



DAN WYANT  
DIRECTOR

November 5, 2015

Mr. Walker Modic  
Bell's Brewery Inc.  
8690 Krum Avenue  
Galesburg, Michigan 49053

SRN: P0516, Kalamazoo County

Dear Mr. Modic:

**VIOLATION NOTICE**

On October 22, 2015, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), reviewed emissions records of Bell's Brewery Inc. (Facility), located at 8690 Krum Avenue, Galesburg, Michigan. The purpose of this review was to determine the Facility'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 administrative rules; and the conditions of Permit to Install (PTI) No. 102-14.

During the review, staff of the AQD observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Brewing, fermentation, container filling, and waste beer disposal processes	R 336.1290 (Rule 290)	Exceeded the 1000 lb/month of non-carcinogenic VOC limit for exemption during May and June 2015.
Brewing, fermentation, container filling, and waste beer disposal processes	R 336.1201 (Rule 201)	PTI required because Rule 290 conditions for exemption were not met for May and June 2015.

The records provided demonstrate that emissions of VOC from the brewing, fermentation, container filling, and waste beer disposal process equipment exceeded the Rule 290 of Act 451 limit of 1000 lb/month during the months of May and June 2015. The Facility is required to be in compliance with this rule in order to be exempt from Rule 201, which requires the issuance of a permit before installation/operation of the process equipment. Because the Facility does not have a PTI for this equipment, the Facility has also violated Rule 201 of Act 451. The AQD staff advised the Facility on October 29, 2015, of these violations.

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A program for compliance may include a completed PTI application for the brewing, fermentation, container filling, and waste beer disposal process equipment. An application form is available by request, or at the following website:  
[http://www.deq.state.mi.us/aps/nsr\\_information.shtml](http://www.deq.state.mi.us/aps/nsr_information.shtml)

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 that may be a source of an air contaminant.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by November 26, 2015 (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.

If the Facility 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 review of the Facility's records. If you have any questions regarding the violations or the actions necessary to bring this Facility into compliance, please contact me at the telephone number listed below.

Sincerely,



Monica Brothers  
Environmental Quality Analyst  
Air Quality Division  
269-567-3552

MB:CF

cc: Ms. Lynn Fiedler, DEQ  
Ms. Mary Ann Dolehanty, DEQ  
Ms. Teresa Seidel, DEQ  
Mr. Thomas Hess, DEQ  
Ms. Mary Douglas, DEQ