



GRETCHEN WHITMER  
GOVERNOR

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

**EGLE**  
LIESL EICHLER CLARK  
DIRECTOR

June 23, 2021

Mr. Cliff Messing  
Cliff A Messing Exc, Inc.  
8826 East Huron Line Road  
Ruth, Michigan 48470

SRN: P0679, Sanilac County

Dear Mr. Messing:

**SECOND VIOLATION NOTICE**

On June 16, 2021, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Cliff A Messing Exc, Inc., located at 1773 Maine Street, Minden City, Michigan. The purpose of the inspection was to determine Cliff A Messing Exc, Inc.'s compliance with the requirements of the federal Clean Air Act; and Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended; the Air Pollution Control Rules; and the conditions of Permit to Install (PTI) number 11-16A.

During the inspection, staff observed the following:

<b>Process Description</b>	<b>Rule/Permit Condition Violated</b>	<b>Comments</b>
EUPROCESS	40 CFR Part 60, Subparts A and OOO / S.C. V.1	At the time of inspection, the evaluation of visible emissions had not yet been completed.  A previous violation notice was sent on March 9, 2018, for incompleteness of the evaluation of visible emissions for EUPROCESS.

EUPROCESS is subject to the federal New Source Performance Standards (NSPS) for Nonmetallic Mineral Processing. These standards are found in Title 40 of the Code of Federal Regulations (CFR) Part 60, Subparts A and OOO.

40 CFR Part 60, Subparts A and OOO and PTI No. 11-16A EUPROCESS Special Condition V.1 require within 60 days after achieving maximum production rate, but not later than 180 days after commencement of trial operation, the permittee shall evaluate visible emissions from EUPROCESS, at owner's expense, in accordance with federal Standards of Performance for New Stationary Sources 40 CFR Part 60, Subparts A and OOO. The

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permittee must have prior approval from the AQD for visible emission observation procedures. Verification of visible emissions includes the submittal of a complete report of opacity observations to the AQD within 45 days following the last date of the evaluation. At the time of inspection, the evaluation of visible emissions had not yet been completed.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by July 14, 2021 (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, Bay City District, at 401 Ketchum Street, Suite B, Bay City, Michigan 48708 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Be further advised that issuance of this Violation Notice does not preclude or limit EGLE's ability to initiate any other enforcement action under state or federal law as appropriate.

If Cliff A Messing Exc, 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 my inspection of Cliff A Messing Exc. 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,



Nathanael Gentle  
Environmental Quality Analyst  
Air Quality Division  
989-778-0025  
gentlen@michigan.gov

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