



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SOUTHEAST MICHIGAN DISTRICT OFFICE



C. HEIDI GREETHER
DIRECTOR

August 30, 2018

Mr. Robert L. Friebe
Lee Transportation
631 Cesar E Chavez
Pontiac, MI, 48342

SRN: P0952, Oakland County

Dear Mr. Friebe:

VIOLATION NOTICE

On August 10, 2018, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Lee Transportation, Inc. located at 631 Cesar E Chavez, Pontiac, Michigan. The purpose of this inspection was to determine Lee Transportation'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 to investigate a recent complaint which we received on August 2, 2018, regarding sand blasting attributed to Lee transportation's operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Sandblasting	R 336.1201	Lee Transportation, Inc. performed sandblasting on painted sections of bridge parts. Sandblasting was performed outdoors with no enclosure.
Grinding/Sanding	R 336.1201	Lee Transportation, Inc. performed grinding/sanding of painted metal equipment outdoors with no enclosure.

During this inspection, it was noted that Lee Transportation, Inc. had commenced operation of an unpermitted process at this facility. The AQD staff advised Mr. Robert Friebe on August 10, 2018, that this is a violation of Rule 201 of Act 451.

A program for compliance may include a completed PTI application for the Sandblasting and grinding/sanding process equipment. An application form is available by request, or at the following website: www.michigan.gov/deqair (in the shaded box on the upper right-hand side of the page).

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Be advised that Rule 201 of Act 451 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.

Alternatively, this process may be exempt under Michigan Air Pollution Control Rule, **R336.1285 (2)(l)(vi)** which states, in part:

R 336.1285 Permit to install exemptions; miscellaneous.

Rule 285. (1) This rule does not apply if prohibited by R 336.1278 and unless the requirements of R 336.1278a have been met.

(2) The requirement of R 336.1201(1) to obtain a permit to install does not apply to any of the following:

(l) The following equipment and any exhaust system or collector exclusively serving the equipment:

(vi) Equipment for carving, cutting, routing, turning, drilling, machining, sawing, surface grinding, sanding, planing, buffing, sand blast cleaning, shot blasting, shot peening, or polishing ceramic artwork, leather, metals, graphite, plastics, concrete, rubber, paper board, wood, wood products, stone, glass, fiberglass, or fabric which meets any of the following:

(A) Equipment used on a nonproduction basis.

(B) Equipment that has emissions that are released only into the general in-plant environment.

(C) Equipment that has externally vented emissions controlled by an appropriately designed and operated fabric filter collector that, for all specified operations with metal, is preceded by a mechanical precleaner.

If Lee Transportation, Inc. decides to operate pursuant to this exemption Rule **(R336.1285 (2)(l)(vi))**, then Lee Transportation, Inc. must perform these operations in an enclosed space. If any exhaust is present in the enclosed space, then a fabric filter collector preceded by a mechanical precleaner must be installed before any exhaust is discharged outdoors. This enclosure must be free of gaps such that all particulate matter generated from these processes will settle or be collected by a fabric filtration system.

Please initiate actions necessary to correct the cited Violations and submit a written response to this Violation Notice by September 20, 2018 (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.

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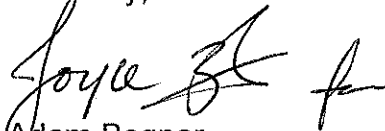
If you plan to operate under exemption **Rule 336.1285 (2)(I)(vi)**, then please include in your response a description of how you plan to construct an enclosure for any equipment listed under the **(R336.1285 (2)(I)(vi))** permit exemption rule.

Please submit the written response to the DEQ, AQD, Southeast Michigan District, at 27700 Donald Court, Warren, Michigan 48092 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at the DEQ, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Lee Transportation, 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 Lee Transportation, 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,



Adam Bognar
Environmental Quality Analyst
Air Quality Division
586-753-3744

cc/via e-mail: Ms. Mary Ann Dolehanty, DEQ
Mr. Craig Fitzner, DEQ
Mr. Christopher Ethridge, DEQ
Ms. Jenine Camilleri, DEQ
Ms. Joyce Zhu, DEQ