



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

August 23, 2022

Martin Burnash, President
Burnash Wrecking Company
3842 Robert T. Longway Boulevard
Flint, Michigan 48506

SRN: P1148, Genesee County

Dear Martin Burnash:

VIOLATION NOTICE

On July 6, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), called Burnash Wrecking Company (Burnash Wrecking) to discuss the permitted portable crusher, located at 3026 Robert T. Longway Boulevard, Flint, Michigan. The purpose of this telephone call was to determine Burnash Wrecking'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; the conditions of Permit to Install (PTI) number 108-20; and to discuss a recent complaint which we received on July 6, 2022, regarding fugitive dust attributed to Burnash Wrecking's operations at a different site, 1620 Industrial Avenue, Flint, Michigan.

As a result of the phone call, staff determined the following violations had occurred:

Process Description	Rule/Permit Condition Violated	Comments
FGCRUSHING	PTI No. 108-20, FGCRUSHING Special Condition (SC) V.1	Mineral crushing facility did not undergo visible emission testing within 180 days of startup of operations, following issuance of PTI No. 108-20, on February 2, 2021
FGCRUSHING	PTI No. 108-20, FGCRUSHING SC VII.3	Notice of relocation was not submitted at least 10 days in advance of relocation to the current geographical site.

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The portable mineral crushing facility did not undergo required visible emission testing within 180 days after commencement of trial operation, following approval of PTI No. 108-20 on February 2, 2021. This violates PTI No. 108-20, FGCRUSHING Special Condition (SC) V.1, which states:

“Within 60 days after achieving the maximum production rate, but not later than 180 days after commencement of trial operation, the permittee shall evaluate visible emissions from EUPROCESS, as required by federal Standards of Performance for New Stationary Sources, at owner's expense, in accordance 40 CFR Part 60 Subparts A and OOO. Visible emission observation procedures must have prior approval by the AQD Technical Programs Unit and District Office. The permittee must submit a complete report of the test results to the AQD Technical Programs Unit and Lansing District Office within 45 days following the last date of the test.”

Also, a notice of relocation was not provided for the portable mineral crushing facility, in advance of its relocation from the previous site to the current site, at 3026 Robert T. Longway Boulevard, Flint. From the permit to install review process, the AQD is aware that there are only 2 processing sites which the crushing process is known to travel to, and the home base location. However, PTI No. 108-20, FGCRUSHING SC VII.3 requires the following:

“The permittee shall submit notification to the AQD District Supervisor at least 10 days prior to relocating FGCRUSHING to this site; however, if electronic notification is used, the notification shall be submitted at least 5 days before the change of location or 2 business days if the owner provided the AQD District Supervisor a list of anticipated operating locations for that calendar year at least 10 days before the change of location and if the proposed location is on that list.”

The lack of a relocation notification is considered a violation of the above permit condition. Since AQD is aware of the 2 processing sites and the home location, the facility routinely travels to, the relocation notice could be sent electronically, at least 2 business days in advance of a relocation.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by September 13, 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, Lansing District, at Constitution Hall, P.O. Box 30242, First Floor South, Lansing, Michigan 48909 and submit a copy to

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Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AOD, P.O. Box 30260,
Lansing, Michigan 48909-7760.

If Burnash Wrecking 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 your cooperation on these issues. 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,



Daniel A. McGeen
Environmental Quality Analyst
Air Quality Division
517-648-7547

cc: Mary Ann Dolehanty, EGLE
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Bob Byrnes, EGLE