



GRETCHEN WHITMER  
GOVERNOR

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



LIESL EICHLER CLARK  
DIRECTOR

May 16, 2022

David Dedvukaj  
Contour Development Group LLC  
40950 Woodward Avenue, Suite 300  
Bloomfield Hills, MI 48304

SRN: P1247, Oakland County

Dear David Dedvukaj:

**VIOLATION NOTICE**

On May 5, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Contour Development Group LLC located at 21500 Northwestern Highway, Southfield, Michigan. The purpose of this inspection was to determine Contour Development Group LLC'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 the conditions of Permit to Install (PTI) number 111-21.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
FGCRUSHING	PTI No. 111-21, FGCRUSHING, Special Condition III.1, R 336.1371, and APPENDIX A, I.	The permittee failed to implement and maintain a minimum drop distance at the transfer point from the crusher to the stacking conveyor.
FGCRUSHING	PTI No. 111-21, FGCRUSHING, Special Condition VI.1.	The permittee has failed to keep records per Special Condition VI.2, therefore, the permittee has failed to comply with the recordkeeping deadlines specified in Special Condition VI.1.
FGCRUSHING	PTI No. 111-21, FGCRUSHING, Special Condition VI.2.	The permittee failed to keep daily and monthly records of the amount of material processed through FGCRUSHING, and failed to calculate on a monthly

		basis, the yearly throughput rate based upon the most recent 12-month rolling time period.
FGCRUSHING	PTI No. 111-21, FGCRUSHING, Special Condition VI.3, and Appendix A, II, III, and IV.	The permittee failed to keep records of all watering/dust suppressant applications, sweepings, and clean-ups for the site roadways, plant yard, and stockpiles.
FGCRUSHING	PTI No. 111-21, FGCRUSHING, Special Condition VI.4.	The permittee failed to perform daily inspections and record the condition of the process equipment and associated control devices prior to process start-up each calendar operating day.
FGCRUSHING	PTI No. 111-21, FGCRUSHING, Special Condition VI.5.	The permittee failed to maintain a log of maintenance activities conducted and repairs made to FGCRUSHING and control devices.  The permittee also failed to maintain a log of maintenance and daily inspection records for the FGCRUSHING fugitive dust control equipment.

On May 5, 2022, the AQD observed that Contour Development Group LLC failed to implement and maintain the minimum drop distance at the transfer point between the crusher and the stacking conveyor. PTI No. 111-21, FGCRUSHING, Special Condition III.1 states, *“The permittee shall not operate FGCRUSHING unless the program for continuous fugitive emissions control for all facility roadways, all trucks leaving the crusher area, the facility yard, all storage piles, and all material handling operations specified in Appendix A has been implemented and is maintained.”* APPENDIX A, I. states, *“The drop distance at each transfer point throughout the plant shall be reduced to the minimum the equipment can achieve.”* Therefore, the permittee’s failure to reduce the drop point to the minimum is a violation of FGCRUSHING, Special Condition III.1, and APPENDIX A, I.

During the inspection of May 5, 2022, Contour Development Group LLC was unable to demonstrate compliance with the following monitoring and recordkeeping requirements:

FGCRUSHING Special Condition VI.1 states, “*The permittee shall complete all required calculations in a format acceptable to the AQD District Supervisor by the 15th day of the calendar month, for the previous calendar month, unless otherwise specified in any monitoring/recordkeeping special condition.*” Per the violation of FGCRUSHING Special Condition VI.2 below, the failure to meet recordkeeping deadlines is a violation of FGCRUSHING VI.1 for failing to complete all required calculations in a format acceptable to the AQD District Supervisor by the 15th day of the calendar month, for the previous calendar month.

FGCRUSHING Special Condition VI.2 states, “*The permittee shall keep daily and monthly records of the amount of material processed through FGCRUSHING. Furthermore, the permittee shall calculate on a monthly basis, the yearly throughput rate based upon the most recent 12-month rolling time period. The permittee shall keep records of the amount of material processed on file and make them available to the Department upon request.*” The permittee failed to keep daily and monthly records of the amount of material processed through FGCRUSHING, and failed to calculate on a monthly basis, the yearly throughput rate based upon the most recent 12-month rolling time period, which is a violation of FGCRUSHING VI.2.

FGCRUSHING Special Condition VI.3 states, “*The permittee shall keep records, in a manner acceptable to the District Supervisor, of all watering/dust suppressant applications, sweepings, and clean-ups for the site roadways, plant yard and stockpiles as required by Appendix A. The permittee shall keep all records on file and make them available to the Department upon request.*” The permittee failed to keep records of all watering/dust suppressant applications, sweepings, and clean-ups for the site roadways, plant yard, and stockpiles, which is a violation of FGCRUSHING VI.3., and Appendix A, II, III, and IV of PTI No. 111-21.

FGCRUSHING Special Condition VI.4 states, “*The permittee shall perform daily inspections and record, in a format acceptable to the AQD District Supervisor, the condition of the process equipment and associated control devices prior to process start-up each calendar operating day.*” The permittee failed to perform daily inspections and record the condition of the process equipment and associated control devices prior to process start-up each calendar operating day, which is a violation of FGCRUSHING VI.4.

FGCRUSHING Special Condition VI.5, states, “*The permittee shall maintain a log of maintenance activities conducted and repairs made to FGCRUSHING and control devices. Maintenance and daily inspection records for the FGCRUSHING fugitive dust control equipment shall also be included. The permittee shall keep all records, in a format acceptable to the AQD District Supervisor, on file and make them available to the*

*Department upon request.*” The permittee failed to maintain a log of maintenance activities conducted and repairs made to FGCRUSHING and control devices, which is a violation of FGCRUSHING VI.5. The permittee also failed to maintain a log of maintenance and daily inspection records for the FGCRUSHING fugitive dust control equipment, which is a violation of FGCRUSHING VI.5.

## ADDITIONAL COMPLIANCE CONCERNS

### **Water Spray Control Device**

During the inspection of May 5, 2022, AQD staff observed the operation of a nonmetallic mineral crushing plant while the water spray control device was inoperable. AQD staff was informed that on the morning of May 5, Contour Development discovered that the water supply filter case had failed. PTI No. 111-21, FGCRUSHING, IV.1 states, “*The permittee shall not operate any portion of FGCRUSHING unless the water sprays for each crusher and each screen are installed, maintained, and operated in a satisfactory manner to control visible emissions.*” Also, R 336.1910 states, “An air-cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with these rules and existing law.

The AQD observed zero visible emissions from FGCRUSHING during this inspection. The water spray control device was not needed to control visible emissions in a satisfactory manner during this inspection. Because zero visible emissions were observed, the AQD did not cite the water spray control device malfunction. Please be advised that failure to control visible emissions per PTI No. 111-21, and FGCRUSHING, IV.1 may result in a violation notice.

### **PTI No. 111-21**

It should be noted that PTI No. 111-21, FGCRUSHING, IX.1 states, “*This permit shall be terminated on or before January 1, 2023.*” If Contour Development Group wants to continue to operate the FGCRUSHING facility past January 1, 2023, then Contour Development Group must submit a timely application for a permit modification.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by June 6, 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, Warren District, at 27700 Donald Court, Warren, Michigan 48092-2793, and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

David Dedvukaj  
Contour Development Group LLC  
Page 5  
May 16, 2022

If Contour Development Group LLC 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 Contour Development Group LLC. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number or email listed below.

Sincerely,



Robert Elmouchi  
Senior Environmental Quality Analyst  
Air Quality Division  
586-854-3244; [elmouchir@michigan.gov](mailto:elmouchir@michigan.gov)

cc: Mary Ann Dolehanty, EGLE  
Dr. Eduardo Olaguer, EGLE  
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Joseph Jaskowski, EGLE  
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David Yankle, Contour Companies