



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

September 16, 2022

Gregg Rozycki
Kent Quality Foods
3426 Quincy Street
Hudsonville, Michigan 49426

SRN: P1310, Ottawa County

Dear Greg Rozycki:

VIOLATION NOTICE

On September 6, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Kent Quality Foods located at 3426 Quincy Street, Hudsonville, Michigan. The purpose of this inspection was to determine Kent Quality Food'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); and the Air Pollution Control Rules.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Anhydrous Ammonia Refrigeration System	Rule 201	Failure to obtain Permit to Install prior to installation.

During this inspection, it was noted that Kent Quality Foods had installed and commenced operation of unpermitted equipment at this facility. The AQD staff advised Kent Quality Foods on September 6, 2022, that this is a violation of Rule 201 of the administrative rules promulgated under Act 451.

A program for compliance may include a completed Permit to Install (PTI) application for the anhydrous ammonia refrigeration process equipment. An application form is available by request, or at the following website: www.michigan.gov/air.

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 which may be a source of an air contaminant.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by October 7, 2022 (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, Grand Rapids District, at 350 Ottawa Avenue NW, Unit 10, Grand Rapids, Michigan 49503 and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

In addition, during the recent inspection conducted on September 6, 2022, the AQD determined that the Rule 290 permit exemption determination provided by Kent Quality Foods was not adequate for the Oven/Smokers. Specifically, the facility has not completed a screening level analysis to properly determine which monthly emission limit(s) apply.

Rule 278 establishes requirements of eligibility for exemptions listed in Rules 280 through 291. To be eligible for an exemption, the owner or operator of an exempt process or exempt process equipment must be able to provide information demonstrating the applicability of the exemption. Pursuant to Rule 278a, an exemption demonstration should be provided within 30 days of a written request by the AQD and should include the following information:

- A description of the exempt process or process equipment, including the date of installation.
- The specific exemption being used by the process or process equipment.
- An analysis demonstrating that Rule 278 does not apply to the process or process equipment.

The AQD requests that Kent Quality Foods demonstrate either the Ovens/Smokers are exempt from the requirements of Rule 201 or submit a PTI application for the subject equipment line at the facility. Please submit this demonstration to EGLE, AQD, Grand Rapids District Office, 350 Ottawa Avenue NW, Unit 10, Grand Rapids, Michigan 49503 by October 17, 2022.

The Michigan Air Pollution Control Rules can be accessed through the following website: www.michigan.gov/air. Click on the "News & Info" tab; at the right side of the window, click on "State Air Laws and Rules," then "Air Pollution Control Rules". A digital copy of the Permit to Install Exemption Handbook can be found on this website under the "State Air Laws and Rules"; click on "Part 2, Exemptions, Rules 278 through 291".

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If Kent Quality Foods 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 Kent Quality Foods. 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,

A handwritten signature in blue ink, appearing to read "Chris Robinson".

Chris Robinson
Environmental Quality Analyst
Air Quality Division
616-286-0083

cc: Mary Ann Dolehanty, EGLE
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Heidi Hollenbach, EGLE