



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING DISTRICT OFFICE



C. HEIDI GREYER
DIRECTOR

December 15, 2017

Mr. Bill Jones
BNM Trailer Sales, Incorporated
7577 North Hollister Road
Elsie, Michigan 48831

SRN: U191612206, Clinton County

Dear Mr. Jones:

VIOLATION NOTICE

On November 13, 2017, the Department of Environmental Quality (DEQ), Air Quality Division (AQD) collected fallout samples of dust at a business neighboring BNM Trailer Sales, Incorporated (BNM) located at 7577 North Hollister Road, Elsie. The purpose of taking the samples was to determine BNM'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 ongoing complaints of fugitive dust and fallout from sand blasting operations.

The sample results indicate the following violation:

Process Description	Rule/Permit Condition Violated	Comments
Sand Blasting Process	R 336.1901 (Rule 901) – Air contaminant or water vapor; prohibition.	The sand blasting process is creating fugitive dust that is being deposited on neighboring property.

The sample results were shared on December 4, 2017, with you and indicate that a significant portion of the dust material is from the sand blasting operation. This is a violation of Michigan Air Pollution Control Rule 901.

R 336.1901 Air contaminant or water vapor; prohibition.

Rule 901. Notwithstanding the provisions of any other rule, a person shall not cause or permit the emission of an air contaminant or water vapor in quantities that cause, alone or in reaction with other air contaminants, either of the following:

- (a) Injurious effects to human health or safety, animal life, plant life of significant economic value, or property.
- (b) Unreasonable interference with the comfortable enjoyment of life and property.

Furthermore, your facility was cited on October 6, 2017, for a violation of R 336.1201 (Rule 201) due to operation of an unpermitted process and its failure to meet an AQD Permit to Install (PTI) exemption.

A response to that VN was received by AQD on October 18, 2017, stating that "The violations have been taken care of and are not ongoing." Furthermore, the company stated they are in the process of building a new sand blasting operation. This proposed compliance plan did not provide dates of when you expect to begin operating the new sand blasting operation. In addition, the proposed plan has not proven effective in demonstrating compliance with the aforementioned rules. An alternate method will be required to demonstrate compliance with these rules.

Please submit a written response to this Violation Notice by January 2, 2018. The written response should include:

1. A summary of the actions that have been taken and are proposed to be taken to correct the violations.
2. The **dates** by which these actions will take place.
3. The steps being taken to prevent a reoccurrence and the **date** the new sand blasting operation will be installed and in use.

Actions that may be necessary to correct the violations include:

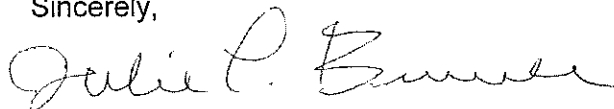
1. Repair of holes and gaps in the existing sand blasting booth walls, sand blasting equipment, and collection/control equipment to prevent the release of dust and sand blasting media to the ambient air, thus properly exempting the operations from Rule 201.
2. Employee training in the proper operation, maintenance, and cleanup from the sand blasting operation to prevent the release of dust and sand blasting media to the ambient air.
3. Finish installation of the new sand blasting operation and move all sand blasting to the new operation and meet the requirements of the permit exemption.

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. Continued operation of a process that does not meet the requirements of a PTI exemption is considered a violation of Rule 201 and can result in escalated enforcement action by the AQD, which could result in fines.

If you believe 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. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the telephone number listed below.

Sincerely,



Julie L. Brunner, P.E.
Senior Environmental Engineer
Air Quality Division
517-284-6789

JLB:TG

cc/via e-mail: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Chris Ethridge, DEQ
Mr. Thomas Hess, DEQ
Mr. Brad Myott, DEQ