



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

February 11, 2022

VIA E-MAIL

Mr. Jammie Kincaid
Safety Coordinator
Basic Metals
52750 Rosell Road
New Haven, MI 48051

SRN: U50130058, Macomb County

Dear Mr. Kincaid:

VIOLATION NOTICE

On December 17, 2021 and February 1, 2022, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted inspections of Basic Metals located at 52750 Rosell Road, New Haven, Michigan. The purpose of these inspections was to determine Basic Metals' 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.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
Torch Cutting	Rule 201	While on-site, I observed torch cutting equipment with uncontrolled, externally vented emissions and no enclosure operating without a permit to install.
Torch Cutting	Rule 901	On February 1, 2022, yellow smoke was seen originating from Basic Metals around the area where the torch-cutting equipment operates. The yellow smoke was observed at intermittent but regular intervals at an opacity ranging from 5 to 35%.

During this inspection, it was noted that Basic Metals had installed and commenced operation of unpermitted equipment at this facility. The AQD staff advised Basic Metals on February 1, 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 PTI application for the torch cutting process equipment. An application form is available by request, or at the following website: www.michigan.gov/air (in the shaded box on the upper right-hand side of the page).

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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.

In addition, on February 1, 2022, yellow smoke was observed to be originating from the torch cutting process at Basic Metals. In the professional judgment of AQD staff, the visible emissions that were observed were of sufficient intensity, frequency and duration so as to constitute a violation of Rule 901 of the administrative rules promulgated under Act 451.

Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by March 4, 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, Warren District, at 27700 Donald Court, Warren, Michigan 48092 and submit a copy to Ms. Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Basic Metals 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 Basic Metals. 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,



Kaitlyn Leffert
Environmental Quality Analyst
Air Quality Division
586-249-6505

cc: Ms. Mary Ann Dolehanty, EGLE
Dr. Eduardo Olaguer, EGLE
Ms. Jenine Camilleri, EGLE
Mr. Christopher Ethridge, EGLE
Ms. Joyce Zhu, EGLE
Mr. Jeff Benaquisto, Summit Industrial Services