# GRETCHEN WHITMER GOVERNOR

## STATE OF MICHIGAN

# DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

LANSING



October 31, 2019

# **UPS NEXT DAY DELIVERY**

Mr. Salem Jiddou SJ Design & Construction, LLC 25855 Lahser Road Southfield, Michigan 48033

SRN: U821806193; Wayne County

Dear Mr. Jiddou:

SUBJECT: Consent Order AQD No. 42-2016, Stipulated Fines

On February 21, 2017, the Department of Environment, Great Lakes, and Energy (EGLE), formally the Department of Environmental Quality (DEQ), Air Quality Division (AQD), and SJ Design & Construction, LLC (Company) entered into a Stipulation for Entry of Final Order by Consent (Consent Order) AQD No. 42-2016, to resolve violations of Section 112 of the federal Clean Air Act (CAA), 42 USC 7412, the federal National Emission Standards for Hazardous Air Pollutants (NESHAP), Title 40 of the Code of Federal Regulations (CFR), Part 61, Subpart M; Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, MCL 324.5501 *et seq.*, and Mich Admin Code, R 336.1942. In a Violation Notice (VN) dated August 6, 2019, the AQD cited the Company for violating terms and conditions of the Consent Order.

Paragraph 12 of Consent Order AQD No. 42-2016, in part, puts forth the following conditions:

"On and after the effective date of this Consent Order, the Company shall fully comply with the National Emission Standards for Hazardous Air Pollutants (NESHAP), Title 40 of the Code of Federal regulations (CFR) Part 61, Subpart M..."

Furthermore, Paragraph 15 of the Consent Order AQD No. 42-2016 reads, in part:

"On and after the effective date of this Consent Order, if the Company fails to comply with paragraph 12 of this Consent Order, the Company is subject to stipulated fines of up to \$10,000.00 per violation."

The Company failed to respond to requests from EGLE to provide a response to the VN. After reviewing the VN, the AQD has determined the amount of stipulated fines to be \$10,000.00.

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The Company is hereby requested to submit the stipulated fines of \$10,000.00 in accordance with the provisions of Paragraph 15 of Consent Order AQD No. 42-2016, by December 1, 2019. To ensure proper credit, all payments shall include the Agreement Identification No. AQD40154-S on the face of the check. Stipulated fines submitted under this Consent Order shall be made by check, payable to the "State of Michigan" and mailed to EGLE, Accounting Services Division, Cashier's Office, P.O. Box 30657, Lansing, Michigan 48909-8157.

This amount is in addition to the amount requested in the letter to the Company dated October 30, 2019. A copy of this letter is enclosed. The total amount of stipulated penalties and late interest penalty is \$30,243.94.

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//Jason Wol**t**)

Enforcement Unit Air Quality Division wolfj2@michigan.gov

517-284-6772

### Enclosure

cc: Mr. Neil Gordon, Department of Attorney General

Ms. Karen Kajiya-Mills, EGLE Ms. Jenine Camilleri, EGLE