



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



DAN WYANT
DIRECTOR

November 6, 2015

VIA E-MAIL AND CERTIFIED MAIL

ENFORCEMENT NOTICE

In the matter of:

Mr. Matthew Davis, Senior Vice President
Mr. Michael Peterson, Engineer/Plant Manager
Huron Casting, Inc., and Blue Diamond Steel Casting, LLC
7050 Hartley Street
Pigeon, Michigan 48755

SRN: B7013; Huron County

ATTENTION: Mr. Davis and Mr. Peterson:

This letter is to advise you of the commencement of escalated enforcement action against Huron Casting, Inc., and Blue Diamond Steel Casting, LLC, (Company) located at the intersection of Sturm Road and Hartley Street in Pigeon, Michigan. This letter follows Violation Notices dated May 8, 2015, June 25, 2015, and August 11, 2015, which were sent to the Company by the Department of Environmental Quality (DEQ), Air Quality Division (AQD).

The AQD asserts that the Company is in violation of violation of Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act (NREPA), 1994 PA 451 (Act 451), Article II, Pollution Control, Chapter 1: Point Source Pollution Control and Air Resources Protection; Michigan air use Permits to Install Nos. 129-08C and 207-02E; the February 2, 2009 Michigan administrative Order by Consent AQD No. 2-2009; the Title V Renewable Operating Permit (ROP) Program administered under the authority delegated by the United States Environmental Protection Agency to administer requirements of the federal Clean Air Act Amendments (CAAA) Chapter 360, 69 Statute 322, 42 USC Sections 7401 *et seq.*; and the requirements of the Federal Prevention of Significant Deterioration (PSD) 40 CFR 52.21 *et seq.*

The Company has failed to comply with the requirements of the federal PSD, and the Title V ROP Program by failing to obtain a PSD permit prior to constructing the Blue Diamond Steel Casting facility, and for failing to maintain a ROP for Huron Casting, Inc., (HC) and Blue Diamond Steel Casting, LLC, (BDSC). Moreover, at the BDSC facility the Company failed to comply with the requirements of 40 CFR 63 Subpart ZZZZZ, including failure to submit notification and certification reports, failed to conduct fugitive opacity testing, to install and maintain an acceptable capture system and to conduct an acceptable performance test with adequate emissions capture. The Company at BDSC failed to maintain records and to comply with the emission restrictions in air use Permit to Install No. 129-08C, and also failed to obtain an air use permit to install prior to commencing installation of an electric arc furnace and vacuum degassing unit.

At the HC facility, the Company failed to comply with the requirements of Subpart ZZZZZ, including failure to submit a certification report, to conduct fugitive opacity testing, to install and maintain an acceptable capture system and to conduct an acceptable performance test with adequate emissions capture. Additionally, the Company discharged emissions in violation of air use Permit to Install No. 207-02E permit restrictions. The cited violations have resulted in the commencement of formal civil and/or administrative proceedings pursuant to the federal CAAA and Part 55 of Act 451. These violations of the federal CAAA are considered significant by the U.S. EPA and therefore the Company has been identified to the United States Environmental Protection Agency's (USEPA) High Priority Violator List.

The AQD is providing the Company with an opportunity to meet, present any additional factual information for consideration regarding the cited violations, and to formally resolve the cited violations. The proposed formal written resolution will include, among other things, a compliance schedule within a new administrative consent order, together with an appropriate monetary penalty pursuant to Section 5528 of Act 451 which would satisfy both state and federal requirements.

AQD has scheduled a meeting with the Company on Tuesday, November 24, 2015, at 11:30 a.m. in the DEQ Saginaw Bay District office, located at 401 Ketchum Street, Suite B, in Bay City, Michigan 48708. Please contact me no later than 3:00 p.m. on Tuesday November 17, 2015, to confirm your attendance at this meeting.

Failure to respond to this Enforcement Notice in a timely manner and adequately resolve or address the cited violations may result in further enforcement proceedings including, but not limited to, referral of the matter to the Department of Attorney General (DAG) for commencement of civil litigation. Be further advised that this Enforcement Notice does not preclude or limit the DEQ's ability to initiate any other enforcement action under federal or state law as appropriate.

Sincerely,



Malcolm Mead-O'Brien
Enforcement
Air Quality Division
517-284-6771
meadm1@michigan.gov

cc: Ms. Sarah Marshall, U.S. EPA, Region 5
Mr. Neil Gordon, DAG
Mr. Chris Hare, DEQ
Mr. Eric Grinstern, DEQ
Ms. Sydney Bruestle, DEQ
Mr. Thomas Hess, DEQ