



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
KALAMAZOO DISTRICT OFFICE



DAN WYANT
DIRECTOR

December 4, 2015

Mr. Todd Binning
Evergreen Packaging Inc.
2315 Miller Road
Kalamazoo, Michigan 49001

SRN: B8574, Kalamazoo County

Dear Mr. Binning:

VIOLATION NOTICE

On November 23, 2015, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted an inspection of Evergreen Packaging Inc. (Facility), located at 2315 Miller Road, Kalamazoo, Michigan. The purpose of this inspection was to determine the Facility'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 administrative rules; and the conditions of Permit to Install (PTI) No. 102-07A.

During the inspection, staff of the AQD observed the following:

Process Description	Rule/Permit Condition Violated	Comments
FGScrap	PTI No. 102-07A Special Condition IV.1, and R 336.1910 (Rule 910)	Observed paper scraps on roof of building and coming out of the cyclone unit (see Comment 1 below).
EUPress-L	PTI No. 102-07A Special Condition I.1 and 2, II.1, and VI.1, 2, and 3	Failed to provide any of the required records (see Comment 2 below).
EUPress-M	PTI No. 102-07A Special Condition I.1 and 2, II.1, and VI.1, 2, and 3	Failed to provide any of the required records (see Comment 2 below).
FGPress2	PTI No. 102-07A Special Condition I.1,2, and 3, II.1, and VI.1, 2, and 3	Failed to provide any of the required records (see Comment 2 below).
FGPress1	PTI No. 102-07A Special Condition I.1, 2, 3, 4, and 5, II.1, and VI.1, 2, and 3	Failed to provide any of the required records (see Comment 2 below).
FGScrap:	PTI No. 102-07A Special Condition I.1 and 2, and VI.1	Failed to provide any of the required records (see Comment 2 below).
FGFacility	PTI No. 102-07A Special Condition I.1, 2, and 3, and VI.1, 2, and 3	Failed to provide any of the required records (see Comment 2 below).

Comment 1: On November 23, 2015, the AQD staff observed operation of FGScrap while the cyclone collector system was malfunctioning, resulting in paper scraps escaping from the unit. This constitutes a violation of Rule 901 of Act 451, which requires that an air-cleaning device shall be installed, maintained, and operated in a satisfactory manner and in accordance with the administrative rules and existing law.

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Comment 2: During this inspection, the Facility was unable to produce emission records to show compliance with volatile organic compound, hazardous air pollutant, and Opt-out limits, as well as visual emissions monitoring requirements. The Facility was given until December 1, 2015, to email the records to the DEQ, but no records were received by this deadline.

In addition to these violations, on September 16, 2015, the AQD sent the Facility a second Violation Notice (VN) citing a violation as a result of continued non-submittal of the Facility's 2014 Michigan Air Emissions Reporting System (MAERS) report. The VN requested your MAERS report be submitted by September 30, 2015. As of this date, the AQD has not received your response or the Facility's required MAERS reporting forms. Please be advised that failure to respond to this violation with the requested MAERS reporting forms may result in escalated enforcement action by the AQD.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by December 24, 2015 (which coincides with 20 calendar days from the date of this letter). The written response should include: the dates the violations occurred; an explanation of the causes and duration of the violations; whether the violations are ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violations and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

If the Facility 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 violations cited above and for the cooperation that was extended to me during my inspection of the Facility. 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,



Monica Brothers
Environmental Quality Analyst
Air Quality Division
269-567-3552

MB:CF

cc: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ
Ms. Mary Douglas, DEQ