



GRETCHEN WHITMER
GOVERNOR

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



LIESL EICHLER CLARK
DIRECTOR

September 23, 2022

VIA EMAIL AND U.S. MAIL

James Mertes
Payne & Dolan, Inc.
N3W23650 Badinger Road
PO Box 781
Waukesha, Wisconsin 53187

SRN: N2657, Delta County

Dear James Mertes:

VIOLATION NOTICE

On July 26, 2022, a performance test was conducted at Payne & Dolan, Inc. C28 located in Three Lakes, Michigan. The purpose of the test was to determine Payne & Dolan, Inc. C28'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 the conditions of Permit to Install (PTI) No. 894-90N.

The test results submitted indicate an exceedance of the following limits:

Process Description	Rule/Permit Condition Violated	Comments
Lead	R 336.1205(3), Special Condition I.16 of PTI No. 894-90N	Average test result: 1.17E-05 lb/ton
Lead	R 336.1205(3), Special Condition I.17 of PTI No. 894-90N	Average test result: 2.17 E-03 lb/hr
Naphthalene	R 336.1225, Special Condition I.23 of PTI No. 894-90N	Average test result: 1.81E+02 micrograms per cubic meter
Formaldehyde	R 336.1225, Special Condition I.24 of PTI No. 894-90N	Average test result: 4,311.7 micrograms per cubic meter
Acrolein	R 336.1225, Special Condition I.25 of PTI No. 894-90N	Average test result: 644.8 micrograms per cubic meter
Manganese	R 336.1225, Special Condition I.28 of PTI No. 894-90N	Average test result: 105.06 micrograms per cubic meter

The conditions of PTI No. 894-90N restricts the emissions of lead, naphthalene, formaldehyde, acrolein, and manganese to the limits summarized below.

Pollutant	Limit
Lead	2.02×10^{-6} lb/ton and 7.0×10^{-4} lb/hr
Naphthalene	173 Micrograms per cubic meter
Formaldehyde	507 Micrograms per cubic meter
Acrolein	6 Micrograms per cubic meter
Manganese	2.9 Micrograms per cubic meter

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by October 13, 2022 (which coincides with 21 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.

Please submit the written response to EGLE, AQD, Marquette District, at 1504 West Washington Street, Marquette, Michigan 49855 and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Payne & Dolan, Inc. C28 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. If you have any questions regarding the violations or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



Michael Conklin
Environmental Engineer
Air Quality Division
906-202-0013

cc: Mary Ann Dolehanty, EGLE
Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE