



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
LANSING



DANIEL EICHINGER
ACTING DIRECTOR

March 10, 2023

VIA UPS NEXT DAY DELIVERY

ENFORCEMENT NOTICE

In the matter of:

Qualawash Holdings, LLC
500 North Westshore Boulevard, Suite 435
Tampa, Florida 33609

SRN: N7164; Macomb County

ATTENTION: Brett Kauser, EHS Specialist

This letter is to advise you of the commencement of an escalated enforcement action against Qualawash Holdings, LLC, (Company) located at 50321 East Russell Schmidt Boulevard, Chesterfield, Michigan. This letter follows the July 21, 2021, and September 26, 2022, Violation Notices issued by the Michigan Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD) which detailed violations of Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), MCL 324.5501 *et seq.*; the administrative rules promulgated thereunder, specifically Rule 202 and Rule 210 of the Michigan Air Pollution Control Rules, Mich Admin Code, R 336.1202 and R 336.1210, and Permit to Install No. 79-03C, Special Conditions (SC) I.1, III.2, III.3 (b and c), V.1, VI.8 and VI.9 of FGPROCESSLINE, SC III.1 of EUEXTERIOR, SC III.4 of FGOFFLINE and SC I.3 of FGFACILITY.

The AQD is providing the Company with an opportunity to formally resolve these violations through the entry of a legally enforceable agreement that will include a compliance program and payment of an appropriate monetary penalty pursuant to Section 5528 of Part 55 of NREPA, MCL 324.5528.

Be advised that 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 Michigan Department of Attorney General (MDAG) for commencement of civil litigation. This Enforcement Notice does not preclude or limit EGLE's ability to initiate any other enforcement action under federal or state law as appropriate.

Please contact me at 517-275-2620, or by email at RathbunJ1@Michigan.gov, no later than March 24, 2023, to schedule a meeting to discuss the resolution of this matter.

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENT, GREAT
LAKES, AND ENERGY

By: 
Jeff Rathbun
Air Quality Division, Enforcement Unit

Date: 3/10/2023

cc: Sarah Marshall, U.S. Environmental Protection Agency, Region 5
Margaret Bettenhausen, MDAG
Joyce Zhu, EGLE
Jenine Camilleri, EGLE