



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
GRAND RAPIDS DISTRICT OFFICE



DAN WYANT
DIRECTOR

June 18, 2014

Mr. Dan Timmer
Diversco Construction Company
570 Market Avenue SW
Grand Rapids, Michigan 49503

SRN: P0151, Kent County

Dear Mr. Timmer:

VIOLATION NOTICE

On June 11, 2014, the Department of Environmental Quality (DEQ), Air Quality Division (AQD), conducted a complaint investigation of Diversco Construction Company (Diversco) located at 570 Market Avenue SW, Grand Rapids, Michigan. The purpose of this investigation was to determine Diversco'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) number 173-10.

During the investigation, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
IROCK horizontal impact crusher	Rule 336.1201	Failure to obtain Permit to Install

During this investigation, it was noted that Diversco had installed and commenced operation of unpermitted equipment at this facility. The AQD staff advised Diversco on June 16, 2014, that this is a violation of Act 451, Rule 201.

A program for compliance may include a completed PTI application for the IROCK horizontal impact crusher. An application form is available by request, or at the following website:

http://www.deq.state.mi.us/aps/nsr_information.shtml#AUP

Be advised that Rule 201 requires that a permit be obtained prior to installation, construction, operation, reconstruction, relocation, or alteration of any process or process equipment which may be a source of an air contaminant.

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Please initiate actions necessary to correct the cited violation and submit a written response to this Violation Notice by July 9, 2014 (which coincides with 21 calendar days from the date of this letter). The written response should include: the dates the violation occurred; an explanation of the causes and duration of the violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation and the dates by which these actions will take place; and what steps are being taken to prevent a reoccurrence.

If Diversco 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 violation cited above and for the cooperation that was extended to me during my inspection of Diversco. If you have any questions regarding the violation or the actions necessary to bring this facility into compliance, please contact me at the number listed below.

Sincerely,



April Lazzaro
Senior Environmental Quality Analyst
Air Quality Division
616-356-0248

cc: Ms. Heidi Hollenbach, DEQ
cc/via email: Ms. Lynn Fiedler, DEQ
Ms. Teresa Seidel, DEQ
Mr. Thomas Hess, DEQ