



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

December 20, 2023

Harley Maize
Atlas Concrete, LLC
12225 Stephens Road
Warren, MI 48089

SRN: P1414, Calhoun County

Dear Harley Maize:

VIOLATION NOTICE

On November 30, 2023, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Atlas Concrete, LLC located at 14219 C-Drive North, Marshall, Michigan. The purpose of this inspection was to determine Atlas Concrete, LLC 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) number PTI 94-23; and to investigate a recent complaint which we received on November 30, 2023, regarding fugitive dust attributed to Atlas Concrete, LLC operations.

During the inspection, staff observed the following:

Process Description	Rule/Permit Condition Violated	Comments
EU-YARD	PTI 94-23: SC III.1 and Appendix A: Section 2.2.2	<p>III.1: The permittee shall not operate FGPLANT unless the nuisance minimization plan for fugitive dust for all plant roadways, the plant yard, all material storage piles, and all material handling operations has been implemented and is maintained.</p> <p>2.2.2: The stockpiles will be covered to limit wind erosion and cover materials from direct sunlight.</p>

EU-PROCESS	PTI 94-23: Special Condition (SC) III.2	The permittee shall not operate FGPLANT unless a malfunction abatement plan (MAP) for the dust collector has been submitted within 45 days of permit issuance, and is implemented and maintained.
EU-PROCESS	PTI 94-23: SC VI.5	The permittee shall record the pressure drop across the baghouse once per calendar day during operation.

SC III.1 requires the facility to implement and maintain the fugitive dust plan included in PTI 94-23 as Appendix A. Section 2.2.2 of the fugitive dust plan specifies that the material stockpiles are to be covered to prevent wind erosion. The piles are not being covered while not in use and no plan for coverage has been implemented.

On November 30, 2023, the AQD staff observed concrete batch plant operations while the malfunction abatement plan had not yet been submitted as required in PTI 94-23, SC III.2.

Daily inspection log sheets were submitted as part of the records requested for the inspection. No pressure drop readings are being recorded as required by PTI 94-23, SC VI.5.

Please initiate actions necessary to correct the cited violations and submit a written response to this Violation Notice by January 10, 2024 (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.

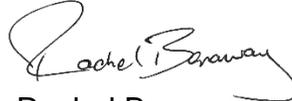
Please submit the written response to Rachel Benaway at EGLE, AQD, Kalamazoo District, at 7953 Adobe Road, Kalamazoo, Michigan 49009 or BenawayR@michigan.gov and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Atlas Concrete, LLC 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.

Harley Maize
Atlas Concrete, LLC
Page 3
December 20, 2023

Thank you for your attention to resolving the violations cited above and for the cooperation that was extended to me during my inspection of Atlas Concrete, LLC. 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,

A handwritten signature in black ink that reads "Rachel Benaway". The signature is fluid and cursive, with the first name "Rachel" being more prominent than the last name "Benaway".

Rachel Benaway
Environmental Quality Analyst
Air Quality Division
269-370-2170

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Monica Brothers, EGLE