



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



KEITH CREAGH
DIRECTOR

July 28, 2016

ENFORCEMENT NOTICE

Mr. David Sproul
State of Michigan
Department of Technology,
Management and Budget
General Office Building – 2B
7150 Harris Drive
Dimondale, Michigan 48821

Mr. Edward Vallad
State of Michigan
Department of Corrections
206 East Michigan Avenue
Lansing, Michigan 48909

Mr. Tom Jasper
Andy J. Egan Company
2001 Waldorf NW
Grand Rapids, Michigan 49544

Mr. Gregory F. Collins
Energy Systems Group, LLC
4655 Rosebud Lane
Newburgh, Indiana 47630

Dear Messrs. Sproul, Vallad, Jasper, and Collins:

SUBJECT: Violations that occurred at 1342 West Main Street in Ionia, Michigan

On May 23, 2016, and July 6, 2016, the Michigan Department of Environmental Quality (MDEQ), Air Quality Division (AQD) sent Violation Notices in reference to violations of the National Emission Standards for Hazardous Air Pollutants (NESHAP) that occurred at 1342 West Main Street in Ionia, Michigan (ID: U341604265). These regulations hold all owners and operators, such as contractors and/or subcontractors fully liable for compliance with the NESHAP regulations. On July 20, 2016, the AQD staff met with representatives of Melching Incorporated to discuss the administrative enforcement process.

The NESHAP violations have resulted in the commencement of formal civil and/or administrative proceedings pursuant to the federal Clean Air Act and Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451), Article II, Pollution Control, Chapter 1: Point Source Pollution Control and Air Resources Protection. The AQD is hereby providing you with an opportunity to demonstrate compliance, present factual information in writing that should be considered regarding the violations and meet to discuss options for satisfactorily resolving the violations. This proposed administrative resolution will include, among other things, a compliance schedule and an appropriate monetary penalty.

In an effort to seek resolution of the cited federal and state air quality violations, the cited parties will be given an opportunity to discuss a resolution of this matter with the AQD pursuant to Section 5515 of Act 451, which will satisfy both state and federal requirements. Please contact me no later than Tuesday, August 9, 2016, to schedule a meeting to discuss the resolution of this matter.

Messrs. Sproul, Vallad, Jasper, and Collins

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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. Be further advised that this Enforcement Notice does not preclude or limit the MDEQ's ability to initiate any other enforcement action under federal or state law as appropriate.

Sincerely,



Jason Wolf
Enforcement Unit
Air Quality Division
517-284-6772
wolfj2@michigan.gov

cc: Mr. Neil Gordon, MDAG
Ms. Karen Kajiya-Mills, MDEQ
Mr. Thomas E. Hess, MDEQ