



GRETCHEN WHITMER
GOVERNOR

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



PHILLIP D. ROOS
DIRECTOR

January 18, 2024

VIA EMAIL ONLY

Richard Payne
Ervin Industries, Amasteel Division
915 Tabor Street
Adrian, MI 49221

SRN: B1754, County: Lenawee

Dear Richard Payne:

VIOLATION NOTICE

On December 20, 2023, the Department of Environment, Great Lakes, and Energy (EGLE), Air Quality Division (AQD), conducted an inspection of Ervin Industries, Amasteel Division located at 915 Tabor Street, Adrian, Michigan. The purpose of this inspection was to determine Ervin Amasteel'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 Renewable Operating Permit (ROP) No. MI-ROP-B1754-2018.

During the inspection, staff observed the following:

| Process Description | Rule/Permit Condition Violated | Comments |
|--|--|---|
| Construction and installation of new dust collector for EU0007 | ROP General Condition 43 Rule 336.1201 | Additional collection points added to grit process, new 60,000 CFM cartridge collector installed. Permit currently being worked on by EGLE. |
| Construction and installation of a sweeper dump station | ROP General Condition 43 Rule 336.1201 | New sweeper dump station constructed to be attached to dust collection. Permit application returned to facility for incompleteness. |

During this inspection, it was noted that Ervin Industries had installed unpermitted equipment at this facility. The cartridge dust collector has a permit being worked on in house and the new collection point had a permit application submitted, which was returned for incompleteness. Later review after confirming a construction waiver was not obtained resulted in AQD staff advising Ervin Industries on January 9, 2024, that this is a violation of Rule 201 of the administrative rules promulgated under Act 451.

A program for compliance may include the issuance of the permit for the cartridge dust collector, as well as submitting an administratively complete PTI application for the

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sweeper dump booth. An application form is available by request, or at the following website: www.michigan.gov/air.

Please initiate actions to correct the cited violations and submit a written response to this Violation Notice by February 1, 2024. 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 a response to Brian Merle at EGLE, AQD, Jackson District, at 301 E. Louis Glick Hwy, Jackson, Michigan 49201 or MerleB2@michigan.gov and submit a copy to Jenine Camilleri, Enforcement Unit Supervisor at EGLE, AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

If Ervin Industries 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 and for the cooperation that was extended to me during my inspection of Ervin Industries. 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,



Brian Merle
Environmental Engineer
Air Quality Division
517-643-7357

cc: Annette Switzer, EGLE
Christopher Ethridge, EGLE
Brad Myott, EGLE
Jenine Camilleri, EGLE
Scott Miller, EGLE