

N2688 - response to Violation

FORTISTAR Methane Group

Arbor Hills Energy LLC
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February 19, 2019

Mike Kovalchick
Michigan DEQ-AQD
Jackson District Office
301 East Louis Glick Highway
Jackson, MI 49201

VIA OVERNIGHT DELIVERY AND ELECTRONIC MAIL

Subject: Response to Violation Notice, N2688, Washtenaw County (February 1, 2019)
Arbor Hills Landfill, 10690 Six Mile Road, Northville, MI ("NOV")

Dear Mr. Kovalchick:

I am writing on behalf of Arbor Hills Energy LLC ("AHE") in response to the NOV. The NOV was received via email on February 4, 2019, and requested a written response by February 22, 2019. Certain circumstances beyond our control prevent AHE from providing MDEQ a complete and accurate response to the NOV in the time requested:

- We have not received all requested documents in support of a Freedom of Information Act ("FOIA") request submitted by Matthew Eugster, Esq. to MDEQ on January 11, 2019. To date, we have only received a partial response. We need to receive and review the responsive documents in their entirety before we can address several of the alleged violations described in the NOV. Based on a meeting we had with your colleagues in Lansing on January 24, 2019, we were able to narrow the scope of MDEQ's response and we are expecting a timely complete response shortly.
- As you may know, we requested a conference call with MDEQ staff to discuss the applicability of 40 CFR Part 60, Subpart KKKK to our European Gas Turbines; this call has been arranged and scheduled for Monday, February 25, 2019. We believe that the exchange of views and information between AHE and MDEQ staff on this call will clarify and address the concerns related to any alleged violations of Subpart KKKK.

Accordingly, we are requesting that MDEQ extend the response date for the NOV until March 8, 2019.

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AIR QUALITY DIVISION

Please direct all questions regarding this extension request to Suparna Chakladar at (951) 833-4153 or Don Ross at (914) 421-5307.

Sincerely,



Anthony J. Falbo
Senior Vice President - Operations
FORTISTAR Methane Group
Arbor Hills Energy LLC

cc: Jenine Camilleri, MDEQ
Ambrosia Brown, MDEQ
Tom Kelly, AHE
Don Ross, AHE
Suparna Chakladar, AHE
Matt Eugster, Varnum