

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
AIR POLLUTION CONTROL COMMISSION

In the matter of administrative proceedings
involving DIAMOND CRYSTAL SALT COMPANY,
a corporation organized under the laws of
the State of Michigan and doing
business at 916 South Riverside Drive,
City of St. Clair, County of St. Clair,
State of Michigan.

SIP No. 13-1982

STIPULATION FOR ENTRY OF CONSENT ORDER
AND
FINAL ORDER

This proceeding resulted from allegations by the staff of the Air Quality Division of the Department of Natural Resources (hereinafter referred to as the "Staff"). The Staff alleges that Diamond Crystal Salt Company, a Michigan corporation (hereinafter referred to as the "Company"), located at 916 South Riverside Drive, City of St. Clair, County of St. Clair, State of Michigan, is emitting particulate matter from its facilities which, if not reduced by December 31, 1982, will be in excess of allowable limits as established by Administrative Code 1980 AACRS, R 336.1331. The Company and the Air Quality Division of the Department of Natural Resources agree to the termination of this proceeding by entry of a Final Order by consent.

The Company and the Chief of the Air Quality Division of the Department of Natural Resources (hereinafter referred to as the "Chief") agree as follows:

1. The Chief of the Air Quality Division of the Department of Natural Resources is authorized by resolution of the Air Pollution Control Commission (hereinafter "Commission") adopted June 28, 1977, as agent of the Commission to enter into this Final Order by consent.

2. The Chief of the Air Quality Division of the Department of Natural Resources is charged with the investigation and enforcement of all orders, regulations, rules, standards and statutes of the State of Michigan concerning the emission and control of air contaminants.

3. The termination of this matter by a Final Order to be entered as a Consent Order is proper and acceptable.

4. The signing of this Stipulation is for settlement purposes only and does not constitute an admission by the Company that the law has been violated. Both Staff and the Company agree that the particulate emissions from the No. 5 boiler should be abated. The Company shall achieve compliance with the aforementioned regulations in accordance with the following schedule:


- (a) By the effective date of this Order, the Company shall submit to Staff, pursuant to the Commission's rules, acceptable plans and specifications and an application for an installation permit describing the air pollution control device(s) and/or other equipment to be used to control the particulate emissions from the No. 5 boiler to obtain compliance with the Commission's rules.
- (b) By the effective date of this Order, the Company shall submit to the Staff evidence to substantiate that the required air pollution control device(s) and/or other equipment to be used to control the particulate emissions from the No. 5 boiler have been placed on order with the manufacturer.
- (c) By June 26, 1982, provided that the installation permit referred to in paragraph (a), above, has been received, the Company shall begin on-site installation of said air pollution control device(s) and/or other equipment and notify the Staff in writing that this installation has begun.

- (d) By September 18, 1982, the Company shall have placed in operation said air pollution control device(s) and/or other equipment and notify the Staff in writing that the device(s) and/or equipment have been placed in operation.
- (e) After November 18, 1982, the particulate emissions from the No. 5 boiler shall not exceed 0.30 pounds per 1,000 pounds of exhaust gases, corrected to 50 percent excess air.
- (f) By December 18, 1982, the Company shall complete the testing (conducted according to procedures approved by Staff) of said air pollution control device(s) and/or other equipment and submit to the Staff the detailed report of the test data and results.

5. The Chief and the Company do not regard this abatement program as a variance subject to the 12-month limitation specified in Section 22 of the Air Pollution Act, being MCLA 336.32. Approval of this abatement program is not a major state action for purposes of further environmental review pursuant to Executive Order 1974-4.

6. It is acknowledged that a public hearing on this abatement program was held on June 15, 1982. Both the Chief and the Company consent to enforcement of this Stipulation and Final Order in the same manner and by the same procedures for all final orders entered pursuant to Section 16 of 1972 PA 257, MCLA 336.26, including enforcement pursuant to 1970 PA 127, MCLA 691.1201 et. seq.; MSA 14.528(201) et. seq.

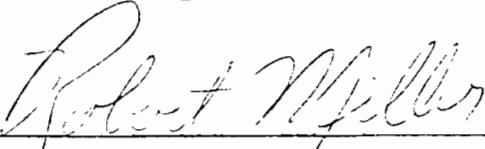
Approved as to Form and Content:



DIAMOND CRYSTAL SALT COMPANY

Dated: July 12, 1982

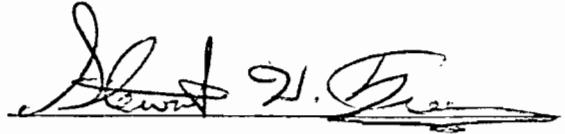
Approved as to Content:



Robert P. Miller, Chief
AIR QUALITY DIVISION
DEPARTMENT OF NATURAL RESOURCES

Dated: 9/7/82

Approved as to Form:



Stewart H. Freeman
Assistant Attorney General
DEPARTMENT OF ATTORNEY GENERAL

Dated: August 26, 1982

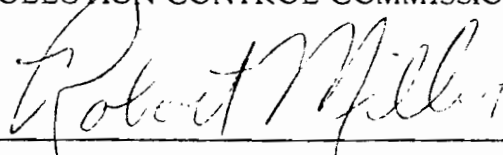
FINAL ORDER

This Commission having had opportunity to review the above stated Stipulation for Entry of Consent Order, and this Commission having authorized the Chief of the Air Quality Division of the Department of Natural Resources as agent of the Commission to enter into consent orders,

IT IS ORDERED that this Consent Order shall be entered in the record of this Commission as stated herein.

AIR POLLUTION CONTROL COMMISSION

By:



Robert P. Miller, Chief
Air Quality Division
Department of Natural Resources

Dated:

9/8/82