

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
AIR POLLUTION CONTROL COMMISSION

In the matter of administrative proceedings)
concerning BUICK MOTORS DIVISION, GENERAL)
MOTORS CORPORATION, a corporation organized)
under the laws of the State of Delaware and)
doing business at 902 East Hamilton Avenue,)
City of Flint, County of Genesee,)
State of Michigan.)

APC No. 10-1979

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 Buick Motor Division, General Motors Corporation, a Delaware corporation (hereinafter referred to as the "Company"), doing business at 902 East Hamilton Avenue, City of Flint, County of Genesee, State of Michigan, is emitting particulate matter that contributes to ambient concentrations in excess of the National Ambient Air Quality Standards (NAAQS) for particulates. The Company and the Staff hereby agree to the termination of this proceeding by entry of a Final Order by consent.

The Company and the Staff stipulate and agree as follows:

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

2. The Company and Staff agree that 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 Company and the Staff agree that the termination of this matter by a Final Order to be entered as a Consent Order is proper and acceptable.

4. The Company and the Staff acknowledge that Buick Motor Division complex is located in an area that the U.S. Environmental Protection Agency has classified as nonattainment for particulate in accordance with Section 107 of the Federal Clean Air Act as amended in 1977.

5. The Company and the Staff agree that reductions of particulate emissions from the Buick Motor Division complex would facilitate the attainment of the National Ambient Air Quality Standards for particulate in the area presently classified as nonattainment.

6. The Company and the Staff agree that this agreement and Final Order will be submitted by the Commission to the United States Environmental Protection Agency as part of the Michigan State Implementation Plan (SIP) revisions in accordance with Part D, Section 171, et seq., of the Federal Clean Air Act as amended in 1977.

7. The Company and the Staff agree that neither this proceeding nor the actions described in paragraph 8, below, resulted from any allegations by the Staff that the Company is in violation of any particulate emission limits, particulate emission standards or compliance schedules.

8. The Company and the Staff agree that the signing of this Stipulation does not constitute an admission by the Company that the law has been violated. However, the Company and the Staff agree that the Company will reduce particu-

late emissions from the Buick Motor Division complex in the following manner and in accordance with the following schedule:

- (a) Within 60 days after the effective date of this Order, the Company shall submit to the Staff a program for cleaning the surfaces of streets, parking lots and roadways within and near the Buick Metal Casting Plant. This program shall specify the surface to be cleaned and method and frequency of cleaning.
- (b) Within 60 days of the effective date of this Order, the Company shall submit to the Staff a program for cleaning roofs and certain other outdoor surfaces of the Buick Metal Casting Plant. This program shall specify the surface to be cleaned and method and frequency of cleaning.
- (c) By January 1, 1980, and after acceptance by the Staff, the Company shall implement the program referred to in paragraphs (a) and (b), above. Notification shall be given to the Staff in writing prior to any change in the program being implemented by the Company. The Staff agrees to allow changes in the program for which the Company can provide a reasonable demonstration that there will be no adverse effects upon the attainment and maintenance of the National Ambient Air Quality Standards for particulate.
- (d) By October 1, 1981, the Company shall pave the following surfaces:
 - (1) The roadway northeast of Factory No. 70.
 - (2) The roadway between Factory No. 3 and Factory No. 70.
 - (3) The Powerhouse parking lot.
- (e) By December 31, 1982, the following metal casting operations and casting support operations for Mold Lines No. 1 and No. 2 shall be discontinued:

- (1) No. 1 mold line tunnel exhausted by stack No. 72.
 - (2) No. 2 mold line shake out exhausted by stack No. 161.
 - (3) No. 1 mold line shake out exhausted by stack No. 116.
 - (4) No. 2 mold line exhaust system exhausted by stack No. 149.
 - (5) No. 2 mold line shake out exhausted by stack No. 122.
 - (6) No. 2 mold line shed blast exhausted by stack No. 436.
- (f) After December 31, 1982, only two of the three existing cupolas shall be operated at any one time.

9. The Company and the Staff agree that the actions described in paragraph 8 represent additional increments of control beyond the requirements of the present rules of the Commission.

10. The Company stipulates that its current planning is for the Buick Metal Casting Plant to be phased out by approximately December 31, 1982. The Company and the Staff agree that the phaseout of the Buick Metal Casting Plant is not a condition of this Consent Order nor required by Staff to attain the National Ambient Air Quality Standards for particulate within the area presently classified as nonattainment.

11. The Company and the Staff agree that the particulate emission reductions provided by the phaseout of the Buick Metal Casting Plant, which go beyond those required by paragraph 8(e) and (f), above, may be used by the Company to offset particulate emissions from the new powerhouse for which the Company submitted an application for a Permit to Install on July 20, 1979.

12. The Company and the Staff agree that the requirement to maintain the programs described in paragraphs 8(a), 8(b), and 8(c), above, shall terminate at the end of the sixth month after phaseout of the Buick Metal Casting Plant operations.

13. The Company and the Staff 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.

14. The Company and the Staff both acknowledge that a public hearing on this abatement program was held on October 16, 1979. Both the Company and the Staff 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:



BUICK MOTOR DIVISION
GENERAL MOTORS CORPORATION

Dated: 11/20/79

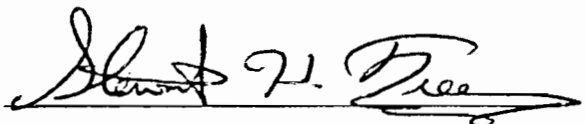
Approved as to Content:



Delbert Rector, Chief
AIR QUALITY DIVISION
DEPARTMENT OF NATURAL RESOURCES

Dated: May 5, 1980

Approved as to Form:



Stewart H. Freeman
Assistant Attorney General
DEPARTMENT OF ATTORNEY GENERAL

Dated: April 30, 1980

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: Delbert Rector
Delbert Rector, Chief
Air Quality Division
Department of Natural Resources

Dated: May 5, 1980