

**STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER BUREAU**

In the matter of:

AFO-A09-003
Date Entered: 7-17-09

AMV Corporation
P.O. Box 99007
Troy, Michigan 48099

for

Lake Ponemah Mobile Home Park
14214 Eastview Drive
Fenton, Michigan 48430

A-2005-0011
_____ /

AMENDED ADMINISTRATIVE CONSENT ORDER

Administrative Consent Order (Consent Order) A-2005-0011 entered on January 26, 2006, between the Department of Environmental Quality (DEQ), Water Bureau (WB), and the AMV Corporation for Lake Ponemah Mobile Home Park is hereby amended as follows. Upon the consent of the parties and by the authority granted to the DEQ by the Safe Drinking Water Act, 1976 PA 399, as amended (SWDA), it is hereby AGREED AND ORDERED:

COMPLIANCE PROGRAM

Section V of the Consent Order shall be amended as specified below:

- 5.9 Before beginning any construction or modification of its water supply system, AMV Corporation shall apply to the DEQ for a permit in accordance with Section 4 of the SDWA (MCL 325.1004). The permit application shall be submitted not later than **July 17, 2009**.
- 5.10 AMV Corporation shall initiate construction of the arsenic treatment system meeting the revised arsenic MCL by no later than **August 1, 2009**, and construction shall be completed by no later than **September 15, 2009**.
- 5.11 By no later than **October 1, 2009**, AMV Corporation shall begin providing water meeting the revised arsenic MCL throughout the entire distribution system of Lake Ponemah Mobile Home Park.
- 5.12 AMV Corporation shall conduct testing of the completed arsenic treatment system and shall provide the DEQ with a report certifying that the system complies with the MCL requirements at all points-of-entry by no later than **November 1, 2009**.
- 5.14 On the effective date of this Consent Order, AMV Corporation shall provide bottled water for consumptive use to all residents of Lake Ponemah Mobile Home Park. AMV

Corporation shall continue to provide bottled water to the residents until water meeting the revised arsenic MCL is provided throughout the entire distribution system.

- 5.15 AMV Corporation shall fully comply with the Tier 2 reporting requirements of the SWDA as required by Rule 403.
- 5.16 AMV Corporation agrees to pay \$3,000 not later than November 1, 2009, to the address in paragraph 5.17 of this Amended Consent Order. The \$3,000 stipulated penalty for not complying with compliance dates in the original A-2005-0011 Consent Order shall be due in three equal payments. AMV Corporation paid the first installment of \$1,000 on June 30, 2009. Each installment shall be \$1,000, with the second payment due not later than September 1, 2009, and the last payment due not later than November 1, 2009.
- 5.17 AMV Corporation agrees to pay all funds due pursuant to this agreement by check made payable to the State of Michigan and delivered to the DEQ, Revenue Control Unit, P.O. Box 30657, Lansing, Michigan 48909-8157. To ensure proper credit, all payments made pursuant to this Consent Order must include the Payment Identification No. WTR-1104.

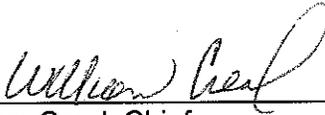
GENERAL PROVISIONS

All other terms and conditions of the Consent Order shall remain in full force and effect and are not altered by this Amended Administrative Consent Order AFO-A09-003, except as specifically prescribed in this document. The effective date of this Amended Administrative Consent Order AFO-A09-003 shall be the date upon which the chief of the DEQ, WB signs this document.

Signatories

The undersigned CERTIFY they are fully authorized by the party they represent to enter into this Amended Consent Order to comply by consent and to EXECUTE and LEGALLY BIND that party to it.

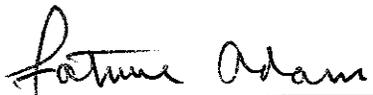
DEPARTMENT OF ENVIRONMENTAL QUALITY



William Creal, Chief
Water Bureau

7-17-2009
Date

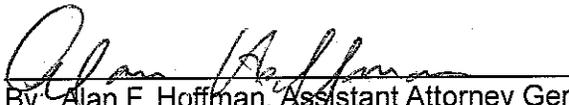
AMV CORPORATION



By: Mr. Fatmir Adams, Partner

6-30-09
Date

APPROVED AS TO FORM:



By: Alan F. Hoffman, Assistant Attorney General
For: S. Peter Manning, Chief
Environment, Natural Resources, and Agriculture Division
Michigan Department of Attorney General

7/16/09
Date