STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER RESOURCES DIVISION

ADMINISTRATIVE CONSENT ORDER

In the matter of:

ACO-000259
Date Entered: 1-29-2015

SECTION I

FACILITY OWNER OR MUNICIPALITY

FULL LEGAL NAME OF FACILITY OR MUNICIPALITY Cadillac Products Automotive Company		
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS IDENTIFICATION NUMBER, if applicable 02591A		
ADDRESS 5800 Crooks Road Suite 100		
CITY Troy	STATE Michigan	ZIP 48098
AUTHORIZED SIGNATORY Michael Williams II, Chief Executive Officer	FACILITY OWNER PHONE # 248-879-5000	

FACILITY NAME AND LOCATION

FACILITY NAME Cadillac Products Automotive – Roseville		
FACILITY ADDRESS 29784 Little Mack Avenue		
CITY Roseville	STATE Michigan	ZIP 48066
COUNTY Macomb		
FACILITY CONTACT NAME Eric Ebenhoeh, Plant Manager	PHONE # 586-859-6421	

This document results from allegations by the Department of Environmental Quality (DEQ), Water Resources Division (WRD). The DEQ alleges that the above-referenced: Facility Owner (Owner) is in violation of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), the administrative rules promulgated under this statute, and applicable permits issued to the Owner, as identified below.

STATUTE		PERMIT(S)
Part 31, Water Resources Protection, MCL 324.3101 *et seq.*	☒	Permit Number: NPDES Permit No. MIS110000 Certificate of Coverage MIS111326

Specific violations are referenced in DEQ letters attached to this Administrative Consent Order (Consent Order) as Exhibit A. The Owner and the DEQ agree to resolve the violations set forth herein through entry of this Consent Order. The Owner further agrees to resolve all compliance issues set forth in Exhibit A in accordance with the requirements contained in this Consent Order. This Consent Order, in its entirety, shall consist of Section I, the attached Sections II, III, and IV, Exhibit A, and any other referenced attachments, exhibits, or appendices. This Consent Order shall be considered null and void if it does not include, at a minimum, Sections I, II, III, and IV, and Exhibit A.

The Owner agrees to pay a civil fine of **$2,250** for the violations specified in Exhibit A of this Consent Order. Payment of the civil fine shall be made within 30 days of the

effective date of this Consent Order. Payment of avoided permit fees shall be made in accordance with the compliance schedule in Section II of this Consent Order. A permit fee invoice will be sent to the Owner from the WRD after this ACO is fully executed by the WRD Chief. Failure to make timely payment constitutes a violation of this Consent Order. The Owner agrees to pay all funds due pursuant to this agreement by check made payable to the State of Michigan and delivered to the Accounting Services Division, Cashier's Office for DEQ, P.O. Box 30657, Lansing, Michigan 48909-8157, or hand delivered to the Accounting Services Division, Cashier's Office for DEQ, 425 W. Ottawa St., Lansing, Michigan 48933. To ensure proper credit, all payments made pursuant to this Consent Order must include the **Payment Identification No. WRD40087**. The Owner agrees not to contest the legality of the civil fine and the avoided permit fees.

Signatories

DEPARTMENT OF ENVIRONMENTAL QUALITY

William Creal, Chief
Water Resources Division

1/29/2015
Date

CADILLAC PRODUCTS AUTOMOTIVE COMPANY

I undersigned CERTIFY that I am fully authorized by the party identified above to enter into this Consent Order to comply by consent and to EXECUTE and LEGALLY BIND that party to it. I further attest that all information provided herein is accurate and true.

Michael Williams II
~~President~~ Chief Executive Officer

1/20/15
Date

SECTION II - COMPLIANCE SCHEDULE

IT IS THEREFORE AGREED AND ORDERED THAT Owner shall take the following actions to comply with and to prevent further violations of Part 31 of the NREPA.

1. On or before 30 days after the effective date of this Consent Order, the Owner shall submit a Notice of Intent (NOI) for coverage under the NPDES Storm Water Permit No. MIS110000. The NOI shall be submitted to the DEQ, WRD, Southeast Michigan District Supervisor.
2. If the DEQ requires additional information or action by the Owner at any point during the permitting process to correct deficiencies in the Notice of Intent, the DEQ will notify Owner in writing of the deficiencies. The Owner shall correct all deficiencies and report all requested information not later than 30 days from receipt of notice from the DEQ, unless another date is specified in the notification.
3. The Owner agrees to pay the applicable annual permit fee of $260 for the 2012, 2013, 2014 and 2015 fiscal years, totaling **$1,040** to the State of Michigan in accordance with Section 3118 of Part 31, of the NREPA. Payment shall be made not later than 45 days after receiving a permit fee invoice for the WRD annual discharge permit fees.
4. For billing period January 1, 2015, through December 31, 2015, and each billing period thereafter until the DEQ issues a final decision on the Owner's Notice of Intent, Owner shall pay the annual permit fee in accordance with Part 31 of the NREPA.
5. Upon issuance of the Certificate of Coverage under NPDES Storm Water Permit No. MIS110000 by the DEQ, the Owner shall pay the annual permit fee of $260.00 associated with discharging storm water for the 2016 billing period and each billing period thereafter in accordance with Section 3118 of Part 31 of the NREPA and the invoice that will be mailed to the Owner each year.
6. The Owner shall submit all reports, work plans, specifications, schedules, or any other writing required by this section to the Southeast Michigan District Supervisor, WRD, DEQ, 27700 Donald Court, Warren, Michigan 48092. The cover letter with each submittal shall identify the specific paragraph and requirement of this Consent Order that the submittal is intended to satisfy.

Sections III and IV of this Consent Order shall not be altered in any way, including adding or eliminating any language, striking terms or parts of terms, retyping in whole or in part, or using a different format. Any changes to this document without written approval from the DEQ renders the Consent Order null and void.

SECTION III - STIPULATIONS

The Owner and the DEQ stipulate as follows:

1. The DEQ reserves all rights afforded to it under the law or laws under which this Consent Order is being entered. The DEQ is authorized to enter this Consent Order to comply with state law under Section 3112(4) of Part 31 of the NREPA.

2. The Owner consents to the issuance and entry of this Consent Order and stipulates that the entry of this Consent Order constitutes a final order of the DEQ and is enforceable as such under the appropriate provisions of state law identified in Section I this Consent

Order. The Owner agrees not to contest the issuance of this Consent Order, and that the resolution of this matter by the entry of this Consent Order is appropriate and acceptable. It is also agreed that this Consent Order shall become effective on the date it is signed by the chief of the WRD, delegate of the director.

3. The Owner and the DEQ agree that the signing of this Consent Order is for settlement purposes only and does not constitute an admission by the Owner that the law has been violated.

4. The Signatory to this Consent Order on behalf of the Owner agrees and attests that it is fully authorized to assure that the Owner will comply with all requirements under this Consent Order.

5. The Owner shall achieve compliance with the aforementioned regulations in accordance with the requirements contained in Section II of this Consent Order.

SECTION IV - GENERAL PROVISIONS

1. With respect to any violations not specifically addressed and resolved by this Consent Order, the DEQ reserves the right to pursue any other remedies to which it is entitled for any failure on the part of the Owner to comply with the requirements of the NREPA and its rules. Entry of this Consent Order does not relieve the Owner from future liability for the potential need to conduct remedial actions if contaminants originating from the discharge are discovered at limits that exceed the criteria under applicable law. The DEQ further expressly reserves the right to pursue the Owner for injunctive relief and costs associated with overseeing and conducting these remedial actions.

2. The DEQ and the Owner consent to enforcement of this Consent Order in the same manner and by the same procedures for all final orders entered pursuant to the provisions of the NREPA, as amended.

3. This Consent Order in no way affects the Owner's responsibility to comply with any other applicable state, federal, or local laws or regulations.

4. The WRD reserves its right to pursue appropriate action, including injunctive relief to enforce the provisions of this Consent Order, and applicable statutory fines for any violation of this Consent Order.

5. Nothing in this Consent Order is or shall be considered to affect any liability the Owner may have for natural resource damages caused by the Owner's acts or omissions. The State of Michigan does not waive any rights to bring an appropriate action to recover such damages to the natural resources.

6. In the event the Owner sells or transfers the facility, it shall advise any purchaser or transferee of the existence of this Consent Order in connection with such sale or transfer. Within 30 calendar days, the Owner shall also notify the WRD District Supervisor, in writing, of such sale or transfer, the identity and address of any purchaser or transferee, and confirm the fact that notice of this Consent Order has been given to the purchaser and/or transferee. The purchaser and/or transferee of this Consent Order must agree, in writing, to assume all of the obligations of this Consent Order. A copy of that agreement

shall be forwarded to the WRD District Supervisor within 30 days of assuming the obligations of this Consent Order.

7. The provisions of this Consent Order shall apply to and be binding upon the parties to this action, and their successors and assigns.

8. This Consent Order constitutes a civil settlement and satisfaction as to the resolution of the violations specifically addressed herein; however, it does not resolve any criminal action that may result from these same violations.

9. REPORTING

The Owner shall verbally report any violation(s) of the terms and conditions of this Consent Order to the District Supervisor by no later than the close of the next business day following detection of such violation(s) and shall follow such notification with a written report within five business days following detection of such violation(s). The written report shall include a detailed description of the violation(s), as well as a description of any actions proposed or taken to correct the violation(s). The Owner shall report any anticipated violation(s) of this Consent Order to the above-referenced individual in advance of the relevant deadlines whenever possible.

10. RETENTION OF RECORDS

Upon request by an authorized representative of the DEQ, the Owner shall make available to the DEQ all records, plans, logs, and other documents required to be maintained under this Consent Order or pursuant to applicable laws or rules. All such documents shall be retained by the Owner for at least a period of three years from the date of generation of the record unless a longer period of record retention is required by the applicable law or its rules.

11. RIGHT OF ENTRY

The Owner shall allow any authorized representative or contractor of the DEQ, upon presentation of proper credentials, to enter upon the premises of the facility at all reasonable times for the purpose of monitoring compliance with the provisions of this Consent Order. This paragraph in no way limits the authority of the DEQ to conduct tests and inspections pursuant to the NREPA and the rules promulgated thereunder, or any other applicable statutory provision.

12. DEQ APPROVAL OF SUBMITTALS

For any work plan, proposal, or other document, excluding applications for permits or licenses, that are required by this Consent Order to be submitted to the DEQ by the Owner, the following process and terms of approval shall apply:

a. All work plans, proposals, and other documents required to be submitted by this Consent Order shall include all of the information required by the applicable statute and/or rule, and all of the information required by the applicable paragraph(s) of this Consent Order.

b. In the event the DEQ disapproves a work plan, proposal, or other document, it will notify the Owner, in writing, specifying the reasons for such disapproval. The Owner shall submit, within 30 days of receipt of such disapproval, a revised work plan, proposal, or other document which adequately addresses the reasons for the DEQ's disapproval. If the revised work plan, proposal, or other document is still not acceptable to the DEQ, the DEQ will notify the Owner of this disapproval.

c. In the event the DEQ approves with specific modifications, a work plan, proposal, or other document, it will notify the Owner, in writing, specifying the modifications required to be made to such work plan, proposal, or other document prior to its implementation and the specific reasons for such modifications. The DEQ may require the Owner to submit, prior to implementation and within 30 days of receipt of such approval with specific modifications, a revised work plan, proposal, or other document which adequately addresses such modifications. If the revised work plan, proposal, or other document is still not acceptable to the DEQ, the DEQ will notify the Owner of this disapproval.

d. Upon DEQ approval, or approval with modifications, of a work plan, proposal, or other document, such work plan, proposal, or other document shall be incorporated by reference into this Consent Order and shall be enforceable in accordance with the provisions of this Consent Order.

e. Failure by the Owner to submit an approvable work plan, proposal, or other document, within the applicable time periods specified above, constitutes a violation of this Consent Order and shall subject the Owner to the enforcement provisions of this Consent Order.

f. Any delays caused by the Owner's failure to submit an approvable work plan, proposal, or other document when due shall in no way affect or alter the Owner's responsibility to comply with any other deadline(s) specified in this Consent Order.

g. No informal advice, guidance, suggestions, or comments by the DEQ regarding reports, work plans, plans, specifications, schedules or any other writing submitted by the Owner will be construed as relieving the Owner of its obligation to obtain written approval, if and when required by this Consent Order.

13. EXTENSIONS

The Owner and the DEQ agree that the DEQ may grant the Owner a reasonable extension of the specified deadlines set forth in this Consent Order. Any extension shall be preceded by a written request to the District Supervisor no later than ten business days prior to the pertinent deadline, and shall include:

a. Identification of the specific deadline(s) of this Consent Order that will not be met.

b. A detailed description of the circumstances that will prevent the Owner from meeting the deadline(s).

c. A description of the measures the Owner has taken and/or intends to take to meet the required deadline.

d. The length of the extension requested and the specific date on which the obligation will be met.

No change or modification to this Consent Order shall be valid unless in writing from the DEQ, and if applicable, signed by both parties.

14. TERMINATION

This Consent Order shall remain in full force and effect until terminated by a written Termination Notice (TN) issued by the DEQ. Prior to issuance of a written TN, the Owner shall submit a request consisting of a written certification that the Owner has fully complied with the requirements of this Consent Order and has made payment of any fines, including stipulated penalties, required in this Consent Order. Specifically, this certification shall include:

a. The date of compliance with each provision of the compliance program in Section II, and the date any fines or penalties were paid.
b. A statement that all required information has been reported to the district supervisor.
c. Confirmation that all records required to be maintained pursuant to this Consent Order are being maintained at the facility.

The DEQ may also request additional relevant information. The DEQ shall not unreasonably withhold issuance of a TN.

Exhibit A
Administrative Consent Order

Enforcement Type	Enforcement Number	Issued Date
VIOLATION NOTICE	VN-005935	October 9, 2014
ENFORCEMENT NOTICE	EN-000259	January 6, 2015

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SOUTHEAST MICHIGAN DISTRICT OFFICE

RICK SNYDER
GOVERNOR

DAN WYANT
DIRECTOR

October 9, 2014

CERTIFIED MAIL

VIOLATION NOTICE

VN-005935

Mr. Eric Ebenhoeh, Plant Manager
Cadillac Products Automotive Company
29784 Little Mack Avenue
Roseville, Michigan 48066

Dear Mr. Ebenhoeh:

SUBJECT: Violation Notice

On September 9, 2014, staff of the Department of Environmental Quality (DEQ), Water Resources Division (WRD), conducted a site inspection at the Cadillac Products Automotive Company facility located at 29784 Little Mack Avenue, Roseville, Michigan. The purpose of the site inspection was to determine compliance with Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, (NREPA) and the Industrial Storm Water requirements.

National Pollutant Discharge Elimination System (NPDES) industrial storm water permit coverage is required for facilities if the following three conditions apply: 1) the facility's standard industrial classification is regulated under 40 CFR, Section 122.2; 26(b)(14); 2) the facility has exposure of industrial materials or activities; and 3) the facility has a point-source discharge to surface waters of the state.

Based on the site inspection, the DEQ WRD has determined that Cadillac Products Automotive Company meets the conditions outlined above and therefore is required to have NPDES industrial storm water permit coverage. Cadillac Products Automotive Company previously held Certificate of Coverage MIS111326, which expired on April 1, 2011. Cadillac Products Automotive Company was notified of the expiration of the Certificate of Coverage in a letter from the DEQ dated May 4, 2011.

In subsequent conversations with Cadillac Products Automotive Company personnel, DEQ staff was informed that the facility possessed a Certificate of Coverage that did not expire until 2016. A copy of the certificate was provided to the DEQ via email on July 18, 2011. Upon review by DEQ staff, it was determined that the Certificate of Coverage was not issued by the DEQ Water Resources Division and was not valid. Please be advised that falsification of forms or reports pertaining to a permit is a violation of Section 3115(2) of NREPA.

As the DEQ did not receive a timely application to renew the Certificate of Coverage, Cadillac Products Automotive Company does not have authorization to discharge storm water under the General Permit MIS110000. The unauthorized discharge of storm water associated with industrial activity is a violation of Section 3112(1) of Part 31 of NREPA.

Storm Water Pollution Prevention Plan

The Storm Water Pollution Prevention Plan (SWPPP) was reviewed at the time of the site inspection to determine if the plan meets the minimum requirements of the General Storm Water Permit. The following deficiencies were noted during this review:

1. Source Identification

   - The site maps included in the SWPPP do not clearly identify the outfalls/discharge points from the facility to the municipal storm sewer system The site map must be revised to include this information.

   - The significant materials inventory does not meet the requirements of Part I.C.1.b.(1-3) of the permit. The SWPPP must be revised to include all significant materials used, stored or managed at the facility which have the potential to contact storm water, the way in which the material may be exposed to storm water, and an identification of the outfall(s) the material may be discharged to, if exposed.

   - Part I.C.1.b(2) of the General Permit requires that the SWPPP contain an evaluation of the reasonable potential for contribution of significant materials to runoff from at least the following areas or activities:

     a. Loading, unloading, or other significant material handling operations;
     b. Outdoor storage including secondary containment structures;
     c. Outdoor manufacturing or processing activities;
     d. Significant dust or particulate generating processes;
     e. Discharges from vents, stacks, and air emission controls;
     f. On-site waste disposal practices;
     g. Maintenance and cleaning of vehicles, machines, and equipment;
     h. Areas of exposed and/or erodible soils;
     i. Sites of Environmental Contamination listed under Part 201;
     j. Areas of significant material residues;
     k. Areas where animals congregate and deposit wastes; and
     l. Other areas where storm water may contact significant materials.

     Please include this evaluation in the SWPPP, as required by the General Permit. Many of the required areas were not included as part of the SWPPP. Additional materials/areas not referenced in the SWPPP should include materials located outside the facility, including the water tower, pallets, bins, trash compactor, and equipment stored outside.

   - The SWPPP must include a listing of significant spills and leaks of polluting materials that occurred in areas exposed to precipitation or that otherwise discharge to a point source at the facility. The SWPPP indicated that no spills have occurred at the facility for three (3) years; however, this information has not been updated since 2011. A spill report from 2013 was included in the SWPPP records, but was not included in the significant material inventory.

2. Preventative Measures and Source Controls, Non-Structural

   - In accordance with Part I.C.2.a of the permit, the routine preventative maintenance program should include the inspection and maintenance of storm water management and control devices as well as plant equipment and systems. The facility must maintain a log of these inspections and corrective actions. The preventative maintenance program included in the SWPPP addresses the catch basin filters in use at the facility but does not address other areas or systems which could impact storm water.

   - The SWPPP must be revised to include good housekeeping practices designed to maintain a clean, orderly facility. The housekeeping program included in the SWPPP does not include procedures for maintaining clean floors at the facility or address exterior storage areas, including management of skids/pallets, cleaning around the trash compactor and the resin storage silos.

   - Part I.C.2.b of the permit requires that comprehensive site inspections of the facility are completed at least quarterly. Please note that the comprehensive site inspection must include an evaluation of all structural controls at the facility and the areas and equipment identified in the preventative maintenance program and good housekeeping procedures. In addition, the form must include a certification that the facility is in compliance with the General Permit and the SWPPP. The current comprehensive site inspection procedure does not meet the General Permit requirements.

   - Material handling procedures must be developed for the facility in accordance with the General Permit. For example, waste oils are stored at the facility in a tank, transferred to drums for disposal, and staged outdoors. The SWPPP must include a description of the structural or non-structural controls which will be implemented to reduce the potential of a leak or spill from this activity.

   - The SWPPP must include a description of the reporting requirements to be followed in the event of a spill at the facility in accordance with Part I.C.2.d of the permit. The SWPPP must include the phone number and address for the Southeast Michigan DEQ office as well as the 24-hour spill reporting number.

3. Structural Controls for Prevention and Treatment

   - Part I.C.3 of the permit requires that the SWPPP provide a description of the location, function, and design criteria and installation/construction of structural controls for prevention and treatment. The SWPPP references several structural controls in this section, but does not include all structural controls in use at the facility or the additional information required by the General Permit.

4. Keeping the SWPPP Current

   - Please note that Part I Section C.4 of the General Permit requires that the permittee and/or the certified storm water operator review the SWPPP annually after it is developed and maintain written summaries of the reviews. In addition, the SWPPP must be updated changes in facility operations, personnel, or materials at the site or if

spills occur at the facility. It did not appear as though the SWPPP had been updated since 2011.

Please revise the SWPPP in accordance with this review and the General Storm Water Permit MIS110000. Following the inspection, Cadillac Automotive Products Company personnel provided information which indicates that the company may have additional housekeeping and/or preventative maintenance programs in place. It is recommended that these programs are integrated into the SWPPP.

Site Inspection

DEQ staff observed the following conditions during the site inspection which may contribute pollutants to storm water run-off. The industrial storm water permit requires that the facility implement control measures to prevent contaminated run-off from discharging to storm sewers and surface waters of the State.

1. Overall housekeeping of the outdoor storage area needs improvement. Excess material in this area should be removed, the remaining items neatly organized, and the pavement swept to ensure that pollutants are not washed into storm sewers at the site. Good housekeeping practices are a required component of the SWPPP.

2. A significant amount of plastic pellets were observed on the paved surfaces outside the facility, most notably near the silos and trash compactor. Cadillac Products Automotive Company must implement procedures for the frequent cleaning and inspection of these areas. In additional, structural controls are recommended for areas in which plastic pellets are frequently handled outdoors. These controls may include filters in nearby catch basins to prevent storm water from washing pellets into the storm sewer system.

3. Housekeeping of the trash compactor needs improvement. A large amount of waste materials were observed on the ground near the compactor and oily residues were observed on top of the unit, where it appears a leak occurred.

4. The truck wells should be cleaned out on a regular basis. An accumulation of dirt and debris was observed in the truck wells. It was noted that filters were in use in the truck well area at the time of the site inspection.

Please submit a written report detailing the corrective actions that have been taken to address the storm water concerns identified during the site inspection.

Conclusion

Based on the site inspection conducted September 9, 2014, Cadillac Products Automotive Company has an unpermitted discharge of storm water associated with industrial activity and has not implemented an acceptable SWPPP.

The violations identified in this Notice are violations of Part 31 of NREPA and are continuing. Therefore, Cadillac Products Automotive Company should take immediate action to achieve and maintain compliance with the terms and conditions of Part 31 and the Industrial Storm Water General Permit MIS110000.

Please submit a written report to this office by **November 10, 2014.** The report should identify any actions to date that Cadillac Products Automotive Company has taken to address the concerns identified during the site inspection and to comply with Part 31 of NREPA and the General Permit. If you have any information you would like the DEQ to consider regarding the violations identified in this Notice, please provide it with the written response.

The DEQ reserves its right to take all necessary and appropriate enforcement actions for all violations observed to date and any violations that occur in the future. This may include civil action seeking fines, enforcement costs and injunctive relief, and potential criminal prosecution.

Due to the severity of the noncompliance, the matter has been evaluated for escalated enforcement. A separate enforcement notice will be sent to resolve the violations noted above.

We anticipate and appreciate your cooperation in resolving this matter. Should you require further information regarding this Notice or if you would like to arrange a meeting to discuss it, please contact me at 586-753-3788 or stefflerm@michigan.gov.

Sincerely,

Melinda Steffler

Melinda Steffler
Senior Environmental Quality Analyst
Southeast Michigan District Office
Water Resources Division

cc: Mr. Michael Williams II, President, Cadillac Products Automotive Company
Ms. Hae-Jin Yoon, District Supervisor, DEQ
Det. Kenneth Montgomery, DEQ OCI
File

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SOUTHEAST MICHIGAN DISTRICT OFFICE

RICK SNYDER
GOVERNOR

DAN WYANT
DIRECTOR

January 6, 2015

CERTIFIED MAIL

ENFORCEMENT NOTICE

NOTICE No. EN-000258

Mr. Michael Williams II, President
Cadillac Products Automotive Company
5800 Crooks Road, Suite 100
Troy, Michigan 48098

Dear Mr. Williams:

SUBJECT: ENFORCEMENT NOTICE
Cadillac Products Automotive Company
29784 Little Mack Avenue
Roseville, Michigan 48066

The Department of Environmental Quality (DEQ), Water Resources Division (WRD), Southeast Michigan District Office, is pursuing an escalated enforcement action for violations of law by Cadillac Products Automotive Company (hereinafter "facility") as set forth herein.

Please be advised that the facility has failed to comply with Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Part 31 of the NREPA), MCL 324.3101, *et seq.*

Specifically, pursuant to Section 3112(1) of Part 31 of the NREPA:

> "A person shall not discharge any waste or waste effluent into the waters of this state unless the person is in possession of a valid permit from the department".

The facility located at 29784 Little Mack Avenue, Roseville, Michigan, was authorized to discharge wastewater to the waters of the state in accordance with National Pollutant Discharge Elimination System (NPDES) Certificate of Coverage No. MIS111326, under NPDES General Permit No. MIS110000. The Certificate of Coverage (COC) expired on April 1, 2011, as the facility failed to reapply for permit coverage.

The facility is hereby notified that the violations identified in this Enforcement Notice are violations of Part 31 of the NREPA. Therefore, the facility is requested to immediately undertake all actions necessary to resolve all violations identified in Violation Notice VN-005935 issued October 9, 2014, and this Enforcement Notice.

The violations identified herein, as well as any additional violations discovered hereafter must be formally resolved through entry of legally enforceable document. The DEQ is hereby offering an administrative consent order (ACO) to resolve the facility's violations of Part 31 of the NREPA.

Enclosed please find the Violation Notice (VN-005935) issued by the DEQ, WRD, Southeast Michigan District Office, on October 9, 2014, and the proposed ACO that specifies the

requirements necessary to resolve violations of Part 31 of the NREPA. The enclosed ACO includes a compliance program to resolve the WRD's allegations, any additional requirements, and a civil fine. Negotiations to resolve this matter through the ACO shall not exceed 90 days.

The DEQ proposes entry of the enclosed ACO as an appropriate and expeditious means of resolving these issues. If this ACO is acceptable to the facility, please sign and return both (two) original documents to me, not later than (10) days after receipt of this letter. Upon receipt of the signed documents, I will secure the other signatures and return one fully executed original document to you for your records. The ACO becomes effective on the date that it is signed by the WRD Chief, and the civil fine must be paid not later than 30 days after that date.

The DEQ reserves its right to take all necessary and appropriate enforcement actions for all violations of Part 31 of the NREPA that have occurred to date and any violations of Part 31 of the NREPA that may occur in the future. These actions may include, but are not limited to, seeking civil fines, injunctive relief, natural resources damages, all costs associated with this enforcement action, including attorney costs and any other relief available to the DEQ.

The facility's continuing failure to comply with the terms of Part 31 of the NREPA, any other requirements set forth in this Notice, or failure to resolve these violations through entry of an ACO within the 90 day time frame may result in additional fines, penalties or other actions.

Pursuant to Section 1511 of the NREPA, Cadillac Products Automotive Company may request a preliminary meeting with DEQ, WRD staff to discuss the issues detailed in this Enforcement Notice and their potential resolution. If you would like to participate in such a meeting, please contact Melinda Steffler, WRD, at 586-753-3788, NOT LATER than 10 days from your receipt of this Enforcement Notice.

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER RESOURCES DIVISION

Date Issued: 1/6/2015

Hae-Jin Yoon
Southeast Michigan District Office
Water Resources Division

ADDRESS FOR FURTHER CORRESPONDENCE:

Melinda Steffler
Southeast Michigan District Office
Water Resources Division
27700 Donald Court
Warren, Michigan 48092-2793

cc: Peter Ostlund, DEQ
Melinda Steffler, DEQ