



Department of Environmental Quality

*To protect, conserve and enhance the quality of Wyoming's
environment for the benefit of current and future generations.*



Matthew H. Mead, Governor

Todd Parfitt, Director

March 5, 2014

Mr. Mike Glover, Owner
Premier Solutions
1016 Reed Avenue
Cheyenne, Wyoming

RE: Notice of Violation

Dear Mr. Glover:

Enclosed you will find a Notice of Violation (NOV) issued to Premier Solutions by the Department of Environmental Quality, Air Quality Division (AQD), for failing to comply with the State of Wyoming Regulations for permitting and also for operating without air pollution control measures in Laramie County, Cheyenne, Wyoming. AQD observed these violations of the State of Wyoming Regulations on August 8, 2013.

As the Department and this Division consider the failure to comply with air quality permit conditions to be a serious matter, I am considering recommending the Department refer this violation to the State Attorney General's office requesting a suit be filed in District Court to recover appropriate penalties. If you would like to discuss settlement of this Notice of Violation prior to referral to the Attorney General's office, please contact Mr. Fred Di Lella, Air Quality Compliance Program Manager, at 307-777-3774 no later than ten (10) days after receipt of this letter.

Should you have any questions or comments regarding this matter, please feel free to contact me or Mr. Fred Di Lella.

Sincerely,

Steven A. Dietrich
Acting Administrator
Air Quality Division

cc: Fred Di Lella
Carla Mlinar
Glenn Spangler
Jeremiah Williamson
Keith Guille



**BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING**

IN THE MATTER OF THE NOTICE OF VIOLATION)	
ISSUED TO PREMIER SOLUTIONS)	DOCKET NO. 5380-14
MR. MIKE GLOVER,)	
1016 REED AVENUE)	
CHEYENNE, WYOMING)	

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. The Department of Environmental Quality, Division of Air Quality, has found Premier Solutions to be in violation of W.S. 35-11-801 of the Wyoming Environmental Quality Act and Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations at the Premier Solutions Company located in Laramie County, Cheyenne, Wyoming.

2. W.S. 35-11-801(a) states, "In granting permits, the Director may impose such conditions as may be necessary to accomplish the purpose of this act which are not inconsistent with the existing rules, regulations and standards."

3. Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations prescribes the applicability and procedures for issuing permits to sources under Wyoming's construction and modification permitting program.

4. On August 8, 2013 in response to a complaint from the City of Cheyenne about a white cloud lingering over Deming and Reed Avenue, Ms. Carla Mlinar, Air Quality Division Engineer, investigated the site. The complainant also stated the cloud had been present for a few weeks and had a bad odor. During the investigation Ms. Mlinar located the source of the white cloud and odor, Premier Solutions. In the course of the examination Ms. Mlinar discovered the facility was sandblasting outdoors without control measures and thus, was creating a strong odor and a white cloud of dust, which crossed the roadway, Deming.

5. Ms. Mlinar's August 8, 2013 investigation uncovered two (2) violations of the State of Wyoming Air Quality Standards:

Chapter 6, Sections 1 and 2:

"Chapter 6 establishes permitting requirements for all sources constructing and/or operating in the State of Wyoming. Section 2 covers general air quality permitting requirements for construction and modification as well as minor source permits to operate."

Chapter 3, Section 2(f)(i):

“(f) Fugitive Dust. Sources operating within the State of Wyoming are required to control fugitive dust emissions. The following control measures or any equivalent method approved by the Division Administrator shall be considered appropriate for minimizing fugitive dust:

(i) Construction/Demolition Activities.

(D) Any person engaged in sandblasting or similar operations shall take steps to minimize fugitive dust from such activities. Such control measures may include the installation and use of hood, fans, and fabric filters to enclose and vent the handling of dusty materials.”

6. Said violations consist of operating without a permit and also operating without control measures to minimize the fugitive dust emissions.

12. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental Quality Act] ... is subject to a penalty not to exceed ten thousand dollars (\$10,000.00) for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction.

13. This notice is being sent to you pursuant to W.S. 35-11-701(c), which requires that, in any case of the failure to correct or remedy an alleged violation, the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

DATED this 5th day of March, 2014.



Steven A. Dietrich
Administrator
Air Quality Division



Todd Parfitt
Director
Department of Environmental Quality

Please direct all inquiries to the Steven A. Dietrich, Division of Air Quality, Department of Environmental Quality, Herschler Building, 2nd Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393.)