



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217)782-3397

JB PRITZKER, GOVERNOR

JOHN J KIM, DIRECTOR

866/273-5488 TTY

September 7, 2023

Certified Mail # 7022 1670 0001 4382 1525
Return Receipt Requested

Prestige Feed Products LLC
Joe Pesoli
431 Lakeview Court Site A
Mount Prospect, IL 60056

RE: Violation Notice A-2023-00146
I.D. 031198AGP

Dear Mr. Pesoli:

This constitutes a Violation Notice pursuant to Section 31(a)(1) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/31(a)(1), and is based upon a review of available information and an investigation by representatives of the Illinois Environmental Protection Agency ("Illinois EPA").

The Illinois EPA hereby provides notice of alleged violations of environmental laws, regulations, or permits as set forth in Attachment A to this letter. Attachment A includes an explanation of the activities that the Illinois EPA believes may resolve the specified alleged violations, including an estimate of a reasonable time period to complete the necessary activities. Due to the nature and seriousness of the alleged violations, please be advised that resolution of the violations may also require the involvement of a prosecutorial authority for purposes that may include, among others, the imposition of statutory penalties.

A written response, which may include a request for a meeting with representatives of the Illinois EPA, must be submitted via certified mail to the Illinois EPA within 45 days of receipt of this letter. If a meeting is requested, it shall be held within 60 days of receipt of this notice. The response must include information in rebuttal, explanation, or justification of each alleged violation and a statement indicating whether or not the source wishes to enter into a Compliance Commitment Agreement ("CCA") pursuant to Section 31(a) of the Act. If the source wishes to enter into a CCA, the written response must also include proposed terms for the CCA that contains dates for achieving each commitment and may also include a statement that compliance has been achieved for some or all of the alleged violations. In order to increase the likelihood of the Illinois EPA accepting such terms, the written response should specifically propose them in a manner that can be formalized into an enforceable agreement between the Illinois EPA and the source. As such, proposed conditions should be as detailed as possible, including steps to be taken to achieve compliance, the manner of compliance, interim and completion dates, etc.

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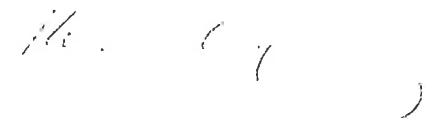
The Illinois EPA will review the proposed terms for a CCA provided by the source and, within 30 days of receipt, will respond with either a proposed CCA or a notice that no CCA will be issued by the Illinois EPA. If the Illinois EPA sends a proposed CCA, the source must respond in writing by either agreeing to and signing the proposed CCA or by notifying the Illinois EPA that the source rejects the terms of the proposed CCA.

If a timely written response to this Violation Notice is not provided, it shall be considered a waiver of the opportunity to respond and meet, and the Illinois EPA may proceed with referral to the prosecutorial authority.

Written communications should be directed to Mary Riegle, Illinois EPA, Bureau of Air, Compliance Section, P.O. Box 19276, Springfield, Illinois 62794-9276. All communications must include reference to the Violation Notice number in this matter.

Questions regarding this matter should be directed to Mary Riegle at 217/524-3329.

Sincerely,



Kent E. Mohr Jr., Manager
Compliance Section
Bureau of Air

KEM:mr

ATTACHMENT A

Per observations made by Mohamed Ammra on July 19, 2023, and other available information:

VIOLATIONS:

Section 9(a) of the Act and 35 Ill. Adm. Code 201.141: Prestige Feed Products LLC caused, threatened, or allowed odors from its animal feed production process so as to cause, or tend to cause, air pollution.

RECOMMENDATIONS:

The Illinois EPA suggests that Prestige Feed Products LLC take the following actions to address the violations stated above:

1. Immediately cease causing, or tending to cause, odors from the animal feed production process.
2. Within 45 days of receipt of this Violation Notice, develop, implement, and submit to the Illinois EPA, Bureau of Air, Compliance Section, a compliance plan which ensures that Prestige Feed Products LLC will not further cause, threaten or allow odor beyond property boundaries so as to cause or tend to cause air pollution. This compliance plan shall include all interim and/or permanent measures and procedures that have been taken, or will be undertaken to control odors, milestones, and dates by which those milestones will be achieved.
3. Within 45 days of receipt of this Violation Notice, submit to the Illinois EPA, Bureau of Air, Compliance Section, a list of all emission units, control devices, and odor control systems along with dates of initial construction, dates of initial operation, and dates of modification.
4. Within 45 days of receipt of this Violation Notice, submit to the Illinois EPA, Bureau of Air, Compliance Section, actual and potential emissions for all criteria pollutants and hazardous air pollutants for all emission sources, along with supporting documentation and calculations.
5. Within 45 days of receipt of this Violation Notice, submit to the Illinois EPA, Bureau of Air, Compliance Section, information delineating hours of operation and a detailed explanation of what processes are operating, including individual emission units, associated control devices, and the odor system outside of normal business hours each day.

ATTACHMENT A (continued)

RECOMMENDATIONS (continued):

6. Within 45 days of receipt of this Violation Notice, submit to the Illinois EPA, Bureau of Air, Compliance Section, a list of all chemicals and materials used at the facility, including Safety Data Sheets.
7. Within 45 days of receipt of this Violation Notice, submit to the Illinois EPA, Bureau of Air, Compliance Section, a process flow diagram, including site layout with a depiction of each unit, control device, and the odor control system with identifiers. Include information detailing which control devices are controlling each of the emission units, which emission units and control devices are controlled by the odor control system, all venting and stacks with identifiers indicating which emission units, control devices, and odor control system is venting to each vent or stack, and all vent and stack exit heights, exit velocity and exit temperatures.
8. Within 45 days of receipt of this Violation Notice, submit to the Illinois EPA, Bureau of Air, Compliance Section, all inspection, maintenance and repair records for the odor control system and cyclones from January 2020, through the present.
9. Within 45 days of receipt of this Violation Notice, submit to the Illinois EPA, Bureau of Air, Compliance Section, for approval, a detailed odor assessment protocol for an odor assessment to be conducted by a third-party. The third-party odor assessment shall be performed within 60 days of receipt of this Violation Notice unless otherwise agreed by the Illinois EPA, Bureau of Air, Compliance Section. Written notification of the date(s) for performance of the odor assessment shall be submitted to the Illinois EPA, Bureau of Air, Compliance Section, at least 15 days in advance of the start of the assessment unless otherwise agreed by the Illinois EPA, Bureau of Air, Compliance Section. A final report detailing the results of the odor assessment, including an evaluation of measures to control odors, shall be provided to the Illinois EPA, Bureau of Air, Compliance Section, within 90 days of receipt of this Violation Notice, unless otherwise agreed by the Illinois EPA, Bureau of Air, Compliance Section.