

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

IN THE MATTER OF: )  
)  
SRS Environmental, Inc. ) ADMINISTRATIVE ORDER  
(Sybill, Inc.) )  
) EPA-5-2000-113(a) MI-4  
)  
Proceeding Under )  
Section 113(a)(3) of )  
the Clean Air Act, )  
42 U.S.C. § 7413(a)(3) )

Administrative Order

1. The Director of the Air and Radiation Division, United States Environmental Protection Agency (U.S. EPA), Region 5, is issuing this Order to SRS Environmental, Inc., also known as Sybill, Inc. (Sybill) under Section 113(a)(3) of the Clean Air Act (Act), 42 U.S.C. § 7413(a)(3).

Statutory Authority

2. The Administrator of U.S. EPA may require any person who owns or operates an emission source to provide information required by the Administrator under Section 114(a)(1) of the Act, 42 U.S.C. § 7414(a)(1). The Administrator has delegated this authority to the Director of the Air and Radiation Division.

3. Under Section 113(a)(3) of the Act, 42 U.S.C. § 7413(a)(3), the Administrator of U.S. EPA may issue an order requiring compliance to any person who has violated or is violating any requirement of an information request issued under Section 114 of the Act (Section 114 Request). The Administrator has delegated this authority to the Director of the Air and Radiation Division.

Findings

4. Sybill owns and operates a waste processing facility at 111 Military Avenue, Detroit, Michigan.

5. Sybill owns and operates processing and storage tanks that emit air pollutants. Sybill owns or operates an "emission source" within the meaning of Section 114(a)(1) of the Act, 42 U.S.C. § 7414(a)(1).

6. On July 13, 2000, the Director of the Air and Radiation Division, U.S. EPA, Region 5, issued a Section 114 Request to Sybill. Exhibit 1 of this Order is a copy of the Section 114 Request.

7. The Section 114 Request required Sybill to respond to the request within thirty (30) calendar days after Sybill received the Section 114 Request.

8. Sybill received the Section 114 Request on July 22, 2000.

9. Sybill violated the Section 114 Request by failing to respond to the request by August 21, 2000.

#### Compliance Program

10. Sybill must comply with all requirements of the Section 114 Request. Specifically, Sybill must provide all information requested in Appendix A, questions 1 through 23, of the Section 114 Request, within 10 calendar days of receipt of the Order.

11. Sybill must send all reports required by this Order to:

Attn: Compliance Tracker, AE-17J  
Air Enforcement and Compliance Assurance Branch  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604.

#### General Provisions

12. This Order does not affect Sybill's responsibility to comply with other local, State, and Federal laws and regulations.

13. This Order does not restrict U.S. EPA's authority to enforce Section 114 of the Act, or any other section of the Act.

14. Nothing in this Order limits U.S. EPA's authority to seek appropriate relief, including penalties under Section 113 of the Act, 42 U.S.C. § 7413, for Sybill's violations of the Section 114 Request.

15. Failure to comply with this Order may subject Sybill to penalties of up to \$27,500 per day for each violation under Section 113 of the Act, 42 U.S.C. § 7413.

16. The terms of this Order are binding on Sybill, its assignees and successors. Sybill must give notice of this Order to any successors in interest, prior to transferring ownership, and must simultaneously verify to U.S. EPA, at the above address, that Sybill has given the notice.

17. This Order is not subject to the Paperwork Reduction Act, 44 U.S.C. § 3501 et seq., because it seeks collection of information by an agency from specific individuals or entities as part of an administrative action or investigation.

18. U.S. EPA may use any information submitted under this Order in an administrative, civil, or criminal action.

19. Section 113(a)(4) of the Act, 42 U.S.C. § 7413(a)(4), states that an Order shall not take effect until the person to whom it is issued has had an opportunity to confer with U.S. EPA about the alleged violation. Therefore, U.S. EPA is giving Sybill an opportunity to confer with U.S. EPA concerning this Order. Sybill may schedule a conference with U.S. EPA by calling Jeffrey Gahris at 312-886-6794 within ten (10) calendar days of Sybill's receipt of this Order. If Sybill does not contact U.S. EPA within ten (10) calendar days, this Order shall become effective on the tenth day.

9-14-00

\_\_\_\_\_  
Date

Enclosure



\_\_\_\_\_  
Bharat Mathur, Director  
Air and Radiation Division

**EXHIBIT 1**

CERTIFICATE OF MAILING

I, Shanee Rucker, certify that I sent the Administrative Order, EPA Order No. EPA-5-2000-113(a) MI-4, by Certified Mail, Return Receipt Requested, to:

Vasilios C. Madias, President  
SRS Environmental, Inc.  
111 Military Avenue  
Detroit, Michigan 48209

I also certify that I sent a copy of the Administrative Order, EPA Order No. EPA-5-2000-113(a) MI-4, by First Class Mail to:

Wendy Barrott, Director  
Wayne County Air Quality Management Division  
640 Temple Street, Suite 700  
Detroit, Michigan 48201

Tim McGarry, Unit Supervisor  
Enforcement Unit  
Air Quality Division  
Michigan Department of Environmental Quality  
Hollister Building  
101 West Allegan Street  
P.O. Box 30260  
Lansing, Michigan 48909-7760

on the 18 day of September 2000.

  
\_\_\_\_\_  
Shanee Rucker, Secretary  
AECAS (MI/WI)

CERTIFIED MAIL RECEIPT NUMBER: 7099 3400 0000 9592 0658