



MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

Petition for Contested Case Hearing

The procedural authority for a contested case hearing is the Michigan Administrative Procedures Act, 1969 PA 306, as amended, MCL 24.201 *et seq.* Information requested on this form may be provided in an alternative written format or additional pages may be attached.

Petitioner Information

Permit or Application Number (On permit or application as assigned by EGLE):

GW1540096

Petitioner's Name or Agent's Name: Noah D. Hall (P66735), Flood Law PLLC

Street Address: 155 W. Congress St, Ste. 350

City: Detroit State: MI ZIP Code: 48226

Mailing Address (If different): _____

City: _____ State: _____ ZIP Code: _____

Phone: 734-646-1400 Email: noahhall@icloud.com

Statement of Authority

I petition a contested case hearing be initiated under the authority of:

Part 31 of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, MCL 324.101 *et seq.*

Part _____ of the Public Health Code, 1978 PA 368, as amended, MCL 333.1101 *et seq.*

Other statute:

(Identify statute by popular name, the public act year and number, MCL, and if applicable, the part of the statute)

<input checked="" type="checkbox"/> Administrative Rule:	R: <u>Part 22, R 323.2201, et seq.</u>
	Title: <u>Groundwater Quality</u>
<input checked="" type="checkbox"/> Order:	Number: <u>General Permit Number GW1540000</u>
	Title: <u>Groundwater Discharge General Permit for Process Wastewater without Additives from Mining of Gravel, Sand, Limestone, or Dolomite</u>

Statement of matters asserted, including the site location and other pertinent facts:

On November 24, 2025, Kristine Rendon issued Certificate of Coverage GW1540096 to the AMC-WSG LLC facility located at 4984 Earhart Road, Ann Arbor, Michigan 48105, pursuant to General Permit GW1540000, Groundwater Discharge General Permit for Process Wastewater without Additives from Mining of Gravel, Sand, Limestone, or Dolomite.

This petition is timely, as it is filed within sixty (60) days of agency action pursuant to MCL 8.6. The facility is in violation of NREPA Part 31 (MCL 327.3101 et seq.), Part 22 rules (R 323.2201 et seq.), and General Permit GW1540000 (July 31, 2025) because:

1. The discharge is injurious to waters of the state.
2. The discharge is injurious to private property.
3. The discharge causes runoff and flooding of adjacent property.
4. The discharge causes erosion.
5. The discharge causes nuisance conditions.
6. The source of wash water is not from a water supply meeting state or federal criteria for use as potable water or another acceptable source.
7. Treatment and control facilities and systems are not maintained in good working order.
8. The facility is discharging wastewater to surface waters of the state.

Petitioner's relationship/interest to the activity or proposed project:

Petitioners are neighboring residents, a school, and a religious residential facility with property, water rights, and groundwater drinking wells adversely affected, or likely to be affected, by the facility's permitted groundwater discharge:

John and Joan Darish are resident property owners at 4715 Ridge Creek Lane, Well ID 81000024062.

Gail and Michael Nicklowitz are residents at Nicklowitz Family Trust-owned property at 4460 Earhart Road, Well ID 81000004744.

Grace and Eugene Kim are resident property owners at 4823 Ridge Creek Lane, Well ID 81000023187.

Amy and Richard Bunch are residents at 4989 Earhart Road, well installed pre-ID numbers. The Spiritus Sanctus Academy is a private religious school at 4101 East Joy Road, Well ID 810000002240.

The Siena House is a religious residence at 4515 Warren Road, Well ID 81000004747.

The Dominican Sisters of Mary Motherhouse is a residential facility located at 4597 Warren Road, Well IDs 81000014571 and 81000015522.

[All listed addresses are Ann Arbor, MI 48105.]

Relief sought by Petitioner:

Petitioners request that the Department's decision to issue Certificate of Coverage GW1540096 be reversed, the Certificate of Coverage revoked and withdrawn, and the facility subject to individual permitting for groundwater and surface water discharges.



Signature of Petitioner/Agent

Jan. 23, 2026

Date

Submittal Information

Submit this completed petition and attachments to:

Michigan Office of Administrative Hearings and Rules
Ottawa Building, Second Floor
611 West Ottawa Street
P.O. Box 30695
Lansing, MI 48909-8195
Phone: 517-335-2484
Fax: 517-763-0148
Email: MOAHR-GA@Michigan.gov

Notice: A copy of EGLE's final action on an application or permit must be attached to this or any alternative written petition.

If you need this information in an alternate format, contact EGLE-Accessibility@Michigan.gov or call 800-662-9278.

EGLE does not discriminate on the basis of race, sex, religion, age, national origin, color, marital status, disability, political beliefs, height, weight, genetic information, or sexual orientation in the administration of any of its programs or activities, and prohibits intimidation and retaliation, as required by applicable laws and regulations.

This form and its contents are subject to the Freedom of Information Act and may be released to the public.



MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

WATER RESOURCES DIVISION
GROUNDWATER DISCHARGE

*Authorized by Part 22 promulgated pursuant to Part 31, Water Resources Protection, of the
Natural Resources and Environmental Protection Act, 1994 PA 451, as Amended*

**CERTIFICATE OF COVERAGE
UNDER GENERAL PERMIT NO. GW1540000
GROUNDWATER GENERAL PERMIT**

COC No.: GW1540096

Designated Facility Name: AMC-WSG LLC

Permittee Name: AMC-WSG, LLC

Facility Owner Address: 6966 Fisher Road, Jedd, MI 48032

This COC authorizes the permittee to discharge mining process wastewater without additives from 4984 Earhart Road, Ann Arbor, Michigan 48105, in Washtenaw County. Discharge must be consistent with the criteria and requirements established in General Permit Number GW1540000 (General Permit).

All sections of the General Permit are applicable to this facility **EXCEPT** the following: Part 1.A.2., Part 1.A.3., Part 1.A.4.

Below are the effluent sampling requirements as specified in the General Permit:

Parameter	Minimum Daily Limit	Maximum Daily Limit	Units	Monitoring Frequency	Sample Type
Flow (Daily)		(report)	GPD	Monthly	Direct Measurement
Flow (Annually)		(report)	GPY	Annually	Calculation

Unless specified otherwise, all contact with the Department required by this general permit shall be made to the Jackson District Office of the Water Resources Division. The Jackson District Office is located at 301 East Louis Glick Highway, Jackson, MI 49201-1535; Telephone: (517) 780-7690; Fax: (517) 780-7855.

Any person who is aggrieved by this COC may file a sworn petition with the Michigan Administrative Hearing System within the Department of Licensing and Regulatory Affairs, c/o the Michigan Department of Environment, Great Lakes, and Energy, setting forth the conditions of the COC that are being challenged and specifying the grounds for the challenge. The Michigan Administrative Hearing System may reject any petition filed more than 60 days after issuance as being untimely.

In accordance with Section 324.3122 of the NREPA, the permittee shall make payment of an annual permit fee to the Department for each December 15 the permit is in effect regardless of occurrence of discharge. The permittee shall submit the fee in response to the Department's annual notice. The fee shall be postmarked by March 1 for notices mailed by January 15. The fee is due no later than 45 days after receiving the notice for notices mailed after January 15.

The issuance of this COC does not authorize violation of any federal, state, or local laws or regulations, nor does it obviate the necessity of obtaining such permits, including any other



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Department of Environment, Great Lakes, and Energy permits, or approvals from other units of government as may be required by law.

This COC is based upon the information submitted in the application received by the Department of Environment, Great Lakes, and Energy (EGLE), on September 30, 2024, and any subsequent amendments. The permittee is subject to the conditions specified in General Permit No. GW1540000, issued August 1, 2025, expiring August 1, 2030.

The COC may be modified, terminated, reissued, or revoked as allowed for in General Permit No GW1540000 (expiring August 1, 2030). On its effective date, this COC shall supersede COC No. GW1540096 (expired on April 1, 2025). In order to receive authorization to discharge beyond the date of expiration, the permittee shall submit an application which contains such information, forms, and fees as are required by the Department by February 2, 2030.

This COC takes effect on **December 1, 2025**.

Issued: November 24, 2025.

Kristine Rendon, Supervisor
Groundwater Permits Unit
Permits Section
Water Resources Division