



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
GRAND RAPIDS DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

October 19, 2022

VIA E-MAIL AND U.S. MAIL

Mr. Dave Latchana
Associate General Counsel
Wolverine World Wide, Inc.
9341 Courtland Drive, NE
Rockford, Michigan 49351

Dear Dave Latchana:

SUBJECT: Violation Notice Regarding the Tannery Interceptor System Response Activity Plan as Required by the Wolverine World Wide, Inc.
Consent Decree Court Case No. 1:18-cv-00039
Location ID No.: 41000451

The Michigan Department of Environment, Great Lakes, and Energy (EGLE) has determined that Wolverine World Wide, Inc. (Wolverine) is in violation of the Schedule submitted as part of the Tannery Interceptor System Response Activity Plan required by the Consent Decree (effective February 19, 2020). The Revised Tannery Interceptor System Response Activity Plan (ResAP) prepared by Rose & Westra, a Division of GZA GeoEnvironmental, Inc. (GZA) was approved with conditions by EGLE on February 10, 2022. On March 31, 2022, EGLE received and approved the Final Tannery Interceptor System Response Activity Plan submitted by GZA, triggering the Schedule included as Appendix D in the ResAP. The following activities are now past due:

ResAP Activity	Projected Start	Projected End
Finalize design	3/31/2022	5/12/2022
Finalize specifications	5/13/2022	6/13/2022
Permitting (SESC, Rockford)	6/14/2022	7/14/2022
Select contractors to bid	6/14/2022	7/7/2022
Issue bid documents	7/8/2022	7/15/2022
Pre-bid meeting	7/18/2022	7/25/2022
Bids due	7/26/2022	8/2/2022
Review bids and select contractor	8/3/2022	8/17/2022
Contracting with selected contractor	8/18/2022	9/9/2022
Order equipment (long lead)	6/14/2022	9/9/2022

*Projected end dates calculated based on business days, excluding State holidays.

EGLE was made aware on September 8, 2022, that the activities listed above had not yet been completed in accordance with the Schedule due to the results of pump tests completed at the Tannery property in May 2022, which indicate that the design of the interceptor system

presented in the approved March 31, 2022, ResAP requires significant modification to capture the targeted amount of groundwater at the site.

Based on this information, EGLE is providing Wolverine an opportunity to cure pursuant to Paragraph 17.3 of the Consent Decree. To cure the violations identified above, Wolverine must submit an updated ResAP which includes the proposed system design changes and an updated implementation schedule by December 1, 2022, for EGLE review and approval. Failure to submit an updated ResAP by December 1, 2022, will result in stipulated penalties beginning to accrue on December 2, 2022, and will continue to accrue until correction of the violation, as outlined in Paragraph 17.3 of the Consent Decree. Continued non-compliance may result in EGLE assessing accrued stipulated penalties.

If you have questions regarding this letter, please contact Leah Gies, Project Manager, at 616-215-4781 or via email at GiesL1@Michigan.gov; or you may contact me at the telephone number listed below. EGLE anticipates and looks forward to your cooperation in resolving this matter.

Sincerely,

Karen Vorce

Karen Vorce
District Supervisor
Grand Rapids District Office
Remediation and Redevelopment Division
616-439-8008

cc/via email: Loretta Powers, GZA
Trevor Litwiller, GZA
Polly Synk, Department of Attorney General
Danielle Allison-Yokom, Department of Attorney General
Dan Yordanich, EGLE
Darren Bowling, EGLE
Ashley Fuller, EGLE
Nancy Johnson, EGLE
Leah Gies, EGLE